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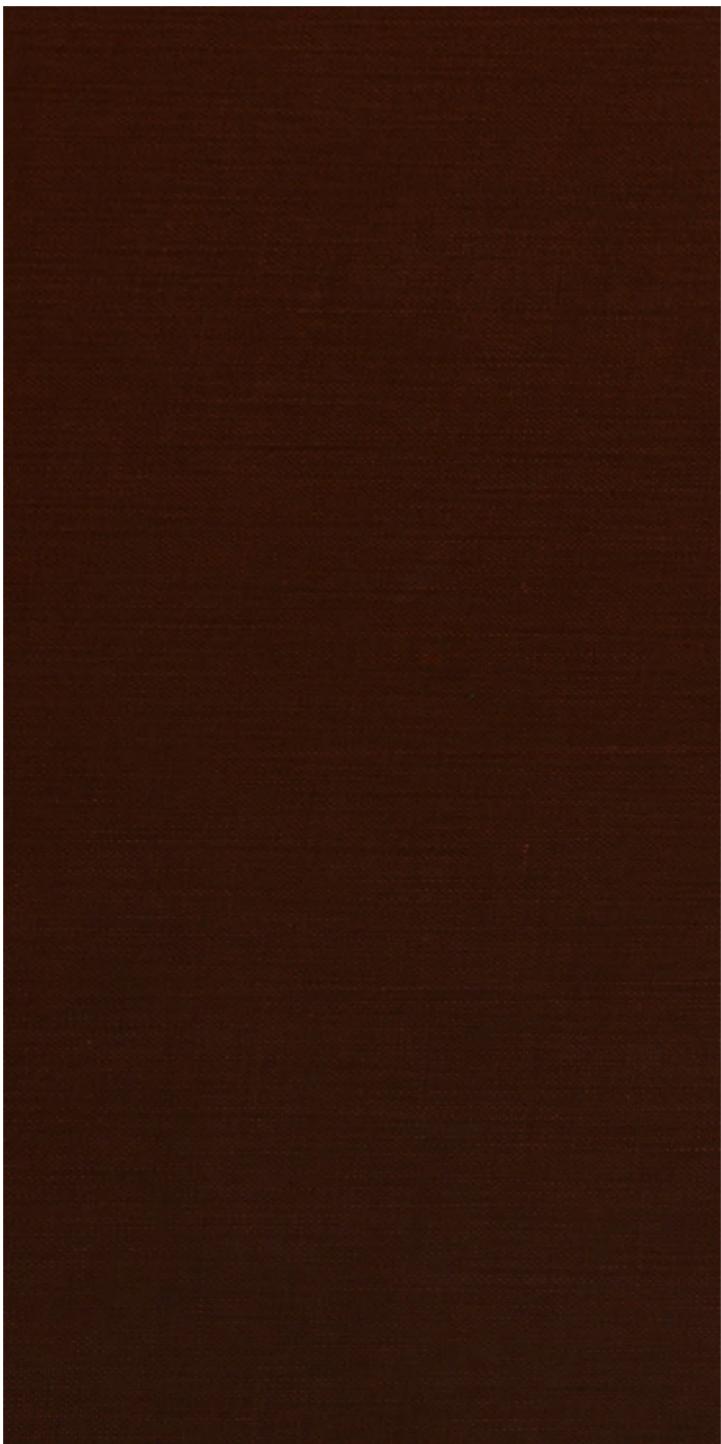
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PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL,  
OF THE  
STATE OF NEW-JERSEY,  
CONVENED  
AT TRENTON,

ON THE TWENTY-FOURTH DAY OF OCTOBER, A. D. ONE THOUSAND EIGHT  
HUNDRED AND THIRTY-SEVEN, AND OF THE INDEPENDENCE OF  
THE UNITED STATES THE SIXTY-SECOND.

BEING THE FIRST SITTING OF THE SIXTY-SECOND SESSION.



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SOMERVILLE,  
S. L. B. BALDWIN, PRINTER.

1838.



LIST

837

LIST OF MEMBERS  
OF THE  
LEGISLATIVE COUNCIL.

Bergen,	The Honorable SAMUEL R. DEMAREST,
Essex,	JOHN J. CHETWOOD,
Passaic,	ANDREW PARSONS,
Morris,	WILLIAM BRITTIN,
Sussex,	RICHARD R. MORRIS;
Warren,	ROBERT H. KENNEDY,
Hunterdon,	JOSEPH MOORE,
Somerset,	WALTER KIRKPATRICK,
Middlesex,	GEORGE T. McDOWELL,
Monmouth,	WILLIAM L. DAYTON,
Burlington,	WILLIAM IRICK,
Gloucester,	JOHN C. SMALLWOOD,
Atlantic,	LEWIS M. WALKER,
Salem,	WILLIAM F. REEVE,
Cumberland,	ISRAEL STRATTON,
Cape May,	RICHARD THOMPSON.

(RECAP)

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LIST OF MEMBERS  
OF THE  
GENERAL ASSEMBLY.

BERGEN.—David D. Van Bussum, Albert G. Lydecker, John Cassedy.

PASSAIC.—A. S. Pennington, Henry M. Brown.

ESSEX.—Stephen Dod, Alex. C. M. Pennington, John Littell, Israel Crane, William Pierson, Jr.

MORRIS.—Lewis Condict, (Spr.) Silas Tuttle, Robert C. Stephens, Ezekiel B. Gaines.

WARREN.—George Flummerfelt, William Larison, Henry Van Nest.

SUSSEX.—William J. Wilson, Isaac Shiner, John Hull.

SOMERSET.—Henry Duryee, David T. Talmage, Ralph Voorhees.

MIDDLESEX.—George P. Molleson, Richard S. Field, David B. Appleget, Lewis Golding.

MONMOUTH.—Samuel Mairs, Edmund T. Williams, Thomas Miller, James Gulick.

The honorable Samuel R. Demarest, for the county of *Bergen*,  
John J. Chetwood,  
George T. McDonald, *Essex*,

BURLINGTON.—Jesse Richards, Amor W. Archer, Robert C. Hutchinson, Phineas S. Bunting, John Emley.

GLOUCESTER.—James W. Caldwell, David C. Ogden, Joseph Porter, Joseph W. Cooper.

ATLANTIC.—Joseph Endicott.

SALEM.—John Hall, Isaac Johnson, 2nd, John W. Maskell.

CUMBERLAND.—Noah H. Flanagin, Samuel Bowen, David Whitekar.

CAPE MAY.—Amos Corson.

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**JOURNAL**  
**OF THE**  
**PROCEEDINGS**  
**OF THE**  
**LEGISLATIVE COUNCIL,**  
**OF THE**  
**STATE OF NEW-JERSEY.**



TRENTON, TUESDAY, October 24, 1837.

This being the time and place for the annual meeting of the Legislature, the following Members elect of the Legislative Council appeared, viz :

The Honorable Samuel R. Demarest, for the county of *Bergen*,  
John J. Chetwood, *Essex*,  
George T. McDowell, *Middlesex*,  
Walter Kirkpatrick, *Somerset*,  
William Irick, *Burlington*,  
John C. Smallwood, *Gloucester*,  
William F. Reeve, *Salem*,  
Richard Thompson, *Cape May*,  
Joseph Moore, *Hunterdon*,  
William Brittin, *Morris*,  
Israel Stratton, *Cumberland*,  
Richard R. Morris, *Sussex*,  
Andrew Parsons, *Passaic*,  
Lewis M. Walker, *Atlantic*.

Andrew Parsons, Esquire, of the county of Passaic, produced a certificate of his election as a member of the Legislative Council, for the county of Passaic,

Which certificate was read and approved.

Whereupon, he took and subscribed the oaths prescribed by the constitution and laws, before John C. Smallwood, Esquire, one of the members of Council elect, and took his seat in Council.

Samuel R. Demarest, John J. Chetwood, George T. McDowell, Walter Kirkpatrick, William Irick, Richard Thompson, Joseph Moore, William Brittin, Israel Stratton, Richard R. Morris and Lewis M. Walker, severally produced certificates of being elected members of the Legislative Council from their respective counties.

Which were read and approved.

Whereupon they severally took and subscribed the oaths prescribed by law, before Andrew Parsons, Esquire, and took their seats in Council.

John C. Smallwood and William F. Reeve, severally produced certificates of being elected members of the Legislative Council from their respective counties.

Which were read and approved.

Whereupon they took and subscribed the affirmations required by law, before Andrew Parsons, Esquire, and took their seats in Council.

The members of Council present being all sworn or affirmed, proceeded to elect a Vice-President, and Andrew Parsons, Esquire, and Samuel R. Demarest, Esquire, being nominated, John J. Chetwood and Israel Stratton, Esquires, were appointed tellers :

On counting the ballots it appeared that Andrew Parsons, Esquire, had eight votes, and Samuel R. Demarest four;

Whereupon, Andrew Parsons, Esquire, was declared duly elected Vice-President of Council, and having taken the oath prescribed by law, was seated in the chair.

Council then proceeded to elect a Secretary.

And R. E. Hornor, Esquire, and James D. Westcott, Esquire, being on nomination, John J. Chetwood and Israel Stratton, Esquires, were appointed tellers :

On counting the ballots it appeared that Robert E. Hornor had eight votes, and James D. Westcott five votes.

Whereupon Robert E. Hornor was declared duly elected Secretary, and having taken the affirmation prescribed by law, took his seat at the table.

Halsey Canfield was appointed Sergeant-at-Arms and Doorkeeper.

Ordered, That the Secretary inform the House of Assembly that Council have this day met, have formed a quorum, have elected the Honorable Andrew Parsons, Vice-President, and Robert E. Hornor, Secretary, and have proceeded to business.

Ordered, That Messrs. Chetwood and Stratton be a committee to

prepare rules and regulations for the government of Council, and that the rules of the last Council be adopted and continued in force until others be reported and agreed to.

Council adjourned till ten o'clock to-morrow-morning.

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WEDNESDAY, October 25, 1837.

*At ten o'clock Council met.*

William L. Dayton, Esquire, of the county of Monmouth, produced a certificate of his election as a member of the Legislative Council, for the county of Monmouth.

Which certificate was read and approved.

Whereupon he took and subscribed the oaths prescribed by the constitution and laws, before the Vice-President, and took his seat in Council.

Mr. Smallwood presented a petition from Woodward Warrick, for a law to sell real Estate.

Which petition was read—and

Referred to Messrs. Smallwood and Walker.

Mr. Chetwood presented a petition from sundry citizens of the county of Essex, for the repeal of so much of any law of this State as prohibits the issuing and circulation of bills of the Banks of this State of the denomination of one, two and three dollars—

Which petition was read—and

Referred to Messrs. Chetwood and Thompson.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council,

That the House of Assembly had met, formed a quorum, appointed the Hon. Lewis Condict, of Morris, Speaker, and Ralph H. Shreve, Clerk, and had proceeded to business.

A second message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly had appointed Messrs. Littell, Flanigin, and Mairs, members on their part of a joint committee to inform his Excellency, the Governor, that both Houses had met and proceeded to business, and were ready to receive any communication he may be pleased to make.

Ordered, that a committee be appointed on the part of Council.

Whereupon the Vice-President appointed Messrs. Smallwood and Morris said committee.

Ordered, That the Clerk inform the House of Assembly thereof. Council adjourned to three o'clock this afternoon.

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*At three o'clock Council met.*

Mr. Chetwood presented a petition from Joseph Wood, praying for an act authorizing the sale of part of the Government Lot in the city of Trenton.

Which petition was read—and

Referred to Messrs. Chetwood and Moore.

Mr. Reeve presented a petition from Robert G. Johnson, John G. Marion and others, citizens of the county of Salem, praying for an improvement of the Judiciary System of this State.

Which petition was read—and

Ordered to lie on the table.

Mr. Smallwood, from the joint committee appointed to wait on the Governor, reported that the committee had performed that duty, and that His Excellency had informed them that he would make a communication to both Houses to-morrow morning.

On motion of Mr. Kirkpatrick, it was ordered, That the Vice-President appoint the Standing Committees of Council.

Mr. Chetwood, from the Committee to whom had been referred the petition of sundry citizens of Essex county, in favor of allowing the issuing of Notes of the denominations of one, two and three dollars

By the Banks of this State, reported a Bill, entitled—

“ An act to repeal the provisions of certain acts respecting the issuing and circulation of small notes.”

Which Bill was read—

Ordered that said bill have a second reading.

Council adjourned to ten o'clock to-morrow morning.

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THURSDAY, October 26, 1837.

*At ten o'clock Council met.*

“

Robert H. Kennedy, Esquire, of the county of Warren, produced a certificate of his election as a member of the Legislative Council for the county of Warren.

Which certificate was read and approved.

Whereupon he took and subscribed the oaths prescribed by the constitution and laws, before the Vice-President, and took his seat in Council.

The Vice-President presented the following Message from his Excellency the Governor :

Which was read—and ordered to lie on the table.

## GOVERNOR'S MESSAGE.

*To the Legislative Council  
and General Assembly of the State of New-Jersey :*

**GENTLEMEN :**

It is with diffidence that I undertake the execution of that duty which requires me to submit to you, such remarks as have occurred to me, in relation to the resources, finances, laws, and polity of the state; and to recommend such measures in relation thereto, as will, in my opinion, promote the happiness and prosperity of the people.

That diffidence is increased by the strong conviction, that the interests of the state are deeply involved in the course of legislation which may be now adopted.

A detailed statement of the finances of the state will be made by the proper officer; by which it will appear, that the receipts of the Treasury, during the last year, amount to the sum of \$124,483 73, which added to the sum of \$10,306 08, the amount in the Treasury at the commencement of the year, makes an aggregate amount of \$134,789 81. And the disbursements for the same period, amount to the sum of \$132,840 12 1-2, leaving a balance in the Treasury on the twenty-third of October inst. of \$1,949 68 1-2.

In this statement of receipts are included several temporary loans, amounting to \$43,778 40, all of which have been repaid, except one loan from the trustees of the school fund, amounting to the sum of \$13,778 40, and one from the Trenton Banking Company, amounting to the sum of two thousand dollars, which last mentioned loan was made agreeably to the provisions of the act of last session, entitled "An act making further appropriations for the completion of the State Penitentiary."

The statement of disbursements includes those temporary loans which have been paid, amounting to the sum of twenty-eight thousand dollars, also, the sum of twenty-thousand dollars, being the amount of a loan made by the Trenton Banking Company on the eighth day of October, A. D. eighteen hundred and thirty-five—Also, the amount of \$14,071 59, paid on account of building the new penitentiary, together with several smaller items, not properly chargeable to the yearly account for the support of government; amounting to \$2,113 74, forming an aggregate of \$64,185 33, which being deducted from the gross amount of disbursements, shows a balance of \$68,664 79, as the

amount properly chargeable for the support of government for the past year. This amount exceeds that of the preceding year, by the amount of \$18,839 20, which excess has been occasioned principally by the extra session of the last Legislature, and the increased compensation of its members and officers.

In the communication which I had the honor to make to the Legislature last year, I estimated the receipts from the Camden and Amboy Rail Road Company, and the Canal Company, at \$34,276 16. They have exceeded that estimate by \$878 30, and from the depression of business during the past year, and the consequent decrease of travelling and transportation, it is probable that the receipts for the current year from that source, will exceed those of the last, and with other sources of revenue it may be safely estimated, that the receipts for the current year from all sources, will amount to the sum of \$40,000. In estimating the disbursements for the same time, if we assume the amount expended last year as the basis of our calculation, and deduct therefrom the expenses of the extra session, it leaves a balance of \$63,956 48, exceeding the estimated amount of receipts, by the sum of \$23,956 48.

From this it appears, that without providing for the payment of the debt of the state, or for the payment of any appropriation which may be made, the ordinary disbursements for the support of the government during the current year will exceed our income by the amount of \$23,956 48 above stated, and it is therefore evident, that it will be necessary again to resort to a state tax; and as the amount which may be assessed, cannot be realized during the current year, some provision must be made to enable the state to meet such demands as may in the meantime be made upon the Treasury. And in adjusting the amount of tax to be raised, permit me to suggest, that although a just regard for the rights of the people requires, that you should not draw from their pockets an amount greater than necessary, yet you should take care, that the treasury should be so supplied, as to avoid the necessity of a constant recurrence to temporary loans. Under the several acts for the relief of the indigent, deaf, dumb and blind, there are now eighteen of that unfortunate class of our fellow citizens receiving their support and instruction in the institutions established for that purpose in the cities of New-York and Philadelphia. The amount paid last year upon that account was \$2,306 66, and the amount for the current year will be about \$3,446 00.

I presume it is not necessary to urge upon you the propriety of continuing the appropriation for this purpose: common justice and charity require it. But I would respectfully suggest, that it may better comport with the cause of humanity, and with sound policy, to establish

similar institutions in this state, and I would recommend that such investigations should be made as to enable you to judge of the propriety of adopting such a measure.

In conformity with the provisions of the act of last session, requiring that the old State Prison should be converted into an arsenal for the safe keeping of the public arms, a part of that building has been altered, and fitted up, in such manner as to receive, and there are now deposited therein, about two thousand stand of arms, being all that we now have remaining here, together with the munitions and camp equipage. The sum of five hundred dollars appropriated by that act for the purpose, has been expended, and I would recommend that a further appropriation be made, to fit up other parts of that building, to receive our quota of arms, due from the United States ordnance department, amounting to about nine thousand stand ; there is sufficient room in the building, and with little expense, it may be put in proper condition to receive, and safely keep, those arms.

It is with great satisfaction that I call your attention to the subject of our Penitentiary system. On the first of this month, there were one hundred and forty-one convicts confined in our new Prison, and this year for the first time, in New-Jersey, has the Prison supported itself. It now exhibits a nett balance in favor of the State of \$1,741 41, after paying all charges and expenses incident to the establishment, when, by reference to the last year's report, it appears that the prison cost the state sum of \$1,352 31, making a difference between the two years of \$3,093 72. And when it is considered that this is the first year that the new system has been adopted, that the prisoners in the course of the year were removed into this Prison, thereby creating considerable delay and loss of time, that by reason of the increased price of provision, fuel, &c., the prison has necessarily cost \$973 08 more than the last year ; and that the year, by reason of the depression in all kinds of business, has been particularly unfavorable for the sale of the articles manufactured in the prison, the result is much more favorable than could reasonably have been expected ; and it is due to those who have had the superintendence of the establishment to say, that this favorable result is to be attributed, in a great measure, to the perfect order, system and economy, with which it has been managed. We may hereafter safely rely upon this, as one of the sources of revenue to the state. As there are now finished but one hundred and forty four cells, and one-hundred and forty-one convicts confined, there is manifest danger, that they may soon have more tenants than they can accommodate ; I therefore recommend that an appropriation be made to finish the remaining forty-eight cells without delay.

At the last session of the Legislature an appropriation of \$2000 was

made for the purpose of continuing the geological and mineralogical survey of the state. I am authorised by Professor Rodgers who has charge of that service, to say, that no further appropriation will be required, but in order to finish his survey, and make report, in a manner satisfactory to himself, and useful to the public, further time will be required.

The trustees for the support of Free schools have loaned to the New-Jersey Rail Road and Transportation Company the sum of \$100,000 at an interest of six per cent, agreeably to the provisions of the act of last session, entitled "An act relative to the New-Jersey Rail Road and Transportation Company," and have secured to the state the privilege of investing the amount of that loan at any time within seven years, in the capital stock of that Company, at par.

By virtue of an act of last session, entitled "An act to authorise the reception of the Surplus Revenue of the United States," there has been received in deposit the sum of \$764,664 60, being three quarter parts of the amount of the surplus revenue of the general government, which was apportioned to this state; and the faith of the state has been pledged for the safe keeping and repayment thereof according to the provisions of the thirteenth section of the act of Congress of the United States, entitled "An act to regulate the depositories of the public money." The deposite of the fourth quarter or instalment of that fund has been postponed by a late act of Congress. But I should not consider it prudent to rely upon the receipt of that instalment as the basis of any legislative action, as its eventual distribution will probably depend upon the financial situation of the general government at the time.

As to the three instalments which have been received, the amount has been paid over to the several counties of the state agreeably to the provisions of the act, entitled "An act making provisions for the deposite and distribution of so much of the surplus revenue of the United States as now is, or may hereafter be apportioned to, and received by this state," passed on the tenth of March last past. The particular manner in which this distribution has been made will be stated in a report to be made by the officers who were charged with the distribution of that fund.

For some years past, and more particularly during the last year, a course of legislation has been adopted, which appears to me liable to very serious objections. I refer to those private acts which dispose of the rights of minors, and authorise the sale of their real estate, upon some specious pretences of doing them a kindness.

By reference to the laws of the last session, it will appear, that there are more than thirty acts of this character, and almost all founded upon the mere representations of the friends or relations of the mi-

nors interested. There is great reason to fear that in most cases, those minors, when they shall arrive at full age, will have cause to regret that their real estate has been converted into a less substantial security, and instead of a valuable farm, they may find a worthless bond, with no other evidence of its value than a certificate of some former Governor of the State, that the obligors were at one time considered responsible men.

If it be expedient that any further power to grant relief in such cases should exist, let it be conferred on some competent court, who, from their organization, are better calculated to investigate facts. I do not however intend to intimate, that any further power should be given to any court upon the subject ; on the contrary, I am of opinion, that the interest of minors who own real estate, would be most effectually promoted and secured by retaining their titles in such estate, except in cases where it becomes necessary that it should be sold for their support and education, and in such cases, the courts already have all the power and authority that is required.

The subject of our banking system, and the condition of the country, as connected with that system, will necessarily engage your most serious attention. It is a notorious and most extraordinary fact, that in a time of profound peace, and apparent prosperity throughout the whole country, many of the manufacturers and merchants, most of the brokers and speculators, and all the banks have suspended payment, and thereby paralyzed the efforts of the enterprising, destroyed the confidence of capitalists, and thrown out of employment many of the operatives of our country, upon whose exertions its wealth and prosperity in a great measure depend.

This singular state of things naturally leads to an investigation of the causes by which it has been produced, and to the adoption of such measures as may appear best calculated to prevent its recurrence. The prominent cause is undoubtedly to be found in that spirit of speculation and extravagance which prevailed for some years past, which spirit was originally raised, and afterwards kept up by the great facility of procuring money from the banks, and by the great increase of our circulating medium.

From those causes, all kinds of property became much enhanced in nominal value ; the people concluded that they were growing rich with great rapidity, and adapted their business and style of living to the amount of their imagined wealth. Some fortunate speculators actually succeeded in amassing large and overgrown fortunes, and of course others had to lose in the same proportion ; for it is to be remarked that this particular manner of getting rich, adds nothing to the common stock of property. Of course this state of things could not continue.

A man may live beyond his income for some time, by borrowing of his neighbors, but he must finally lose his credit, and then, if he would restore that credit, he must live as much within his income, as to enable him to refund the money borrowed. The former part of this course, while he is borrowing, is denominated "prosperous times," the latter part is stigmatized as "*hard times*." It was so with the public ; they anticipated their incomes, by borrowing of the banks, and when their credit was exhausted, and the "*hard times*" came, they charged the reverse to any cause, rather than to their own extravagance or folly.

As to existing embarrassments, the people have adopted, and are now adopting the most effectual remedy, by adapting their business and manner of living to their means. This course will soon produce the desired effect ; and it is hoped, and confidently believed, that the banks will soon re-establish their credit, so far as it can be done, by the resumption of specie payments.

If it be necessary to extend any relief to the banks, permit me earnestly to recommend, that no act may be passed which may recognise their suspension of specie payments, or justify its continuance, or in any other manner interfere with the rights and remedies now existing between them and their creditors. It may be well questioned whether any such act would be sanctioned by the constitution : but at all events it would be unjust to deprive the people of any remedy, which they may have under existing laws.

If it should be considered that the fact of the suspension of specie payment has rendered the banks liable to a forfeiture of their charters, and thereby placed them entirely within the undisputed power of legislation ; I would suggest that such power should be used, only for the purpose of putting them under such proper restraints as may ensure their resumption of specie payment, at the earliest possible time, and to prevent them from again failing to perform their duty to the public, according to the spirit of their charters.

To ascertain the nature and extent of those restrictions, is a matter of great importance and difficulty, and will require your patient investigation. I am strongly impressed with the belief, that we have too many banks, and that our currency is composed too much of bank notes. In a mixed currency like ours, there should be at least sufficient gold and silver to keep it sound. I do not know the true proportion that is necessary for that purpose, but it is most manifest, that there is no danger of having too much specie, and you have to guard only against an excess of paper, if there should be any mistake, in adjusting the ratio between the two, that mistake should be in favor of the specie. Such a mistake could be easily corrected, whereas a mis-

take on the other hand would be corrected only by the recurrence of another scene of commercial embarrassment, such as we have recently experienced. In examining this subject, you will find that there is a most powerful interest in the country, against which you have to contend, in your efforts to limit the circulation of bank notes, within proper bounds.

It is evident that an excessive issue of such notes, not only adds to the profits of those institutions, but tends necessarily to create frequent fluctuations in the prices of all kinds of property, and of course such excessive issues are beneficial in their consequences, not only to all that class of people who own stock in banks, but to all dealers in exchanges, brokers, and dealers in stocks, whose business depends upon fluctuations, and to all speculators. These classes of men control most of the money of the country, and from that circumstance, combined with their talents and enterprise, their influence is almost irresistible. On the other hand, it is the interest of the regular merchant, the manufacturer, the mechanic, the farmer, and of the country and its republican institutions, that property should maintain a uniformity of prices. Fluctuations tend to make the rich richer, and the poor poorer ; uniformity of price has the contrary effect. As you value those institutions, let me urge upon you to adopt such measures as may effectually prevent the banks from the abuse of those privileges which were granted for the benefit of the people at large, and not for the exclusive advantage of those who may be directly interested in their stocks. Under existing circumstances, it is due to the community and to the banks themselves, that efficient measures should be adopted to ascertain their true condition : by that means confidence will be restored to those institutions that are entitled to it, and the people will be protected against those who are not ; and I indulge the hope that by the prompt execution of salutary legal regulations upon the subject, we may soon enjoy the benefits of our banking system, without being harassed by the evils arising from its abuse.

The attention of the Legislature has been called to the subject of our common schools for years past, without producing any favorable result. Our present system is totally inefficient, and it is a matter of too great moment to be neglected. On behalf of the thousands of our fellow-citizens who are growing up in ignorance, and on behalf of our civil, political, and religious institutions, that depend for their perpetuity upon the virtue and intelligence of the people, permit me, in closing this communication, to commend this subject to your earliest and most careful consideration.

PHILEMON DICKERSON.

*Trenton, October 26th, 1837.*

Mr. Dayton presented a petition from Eliza L. Chamberlain, praying for an act to divorce her from her husband.

Which petition was read—and

Referred to Messrs. Dayton and Kirkpatrick.

Mr. Morris presented a petition from Hiram K. House, praying for an act to divorce him from his wife Keturah.

Which was read—and

Referred to Messrs. Morris and Kennedy.

Mr. Dayton presented a petition from the administrators of Stephen Conover, deceased, for a special act to fulfil a certain contract made with John T. Duncan, for the sale of certain real estate.

Which petition was read—and

Referred to Messrs. Dayton and Demarest.

Mr. Chetwood, from the committee to whom was referred the petition of Joseph Wood, for the sale of part of the Government Lot, reported a bill, entitled,

“An act to authorise the sale of a part of the Government Lot in the city of Trenton.”

Which bill was read.

Ordered, That said bill have a second reading.

The bill entitled

“An act to repeal the provisions of certain acts respecting the issuing and circulation of small notes,”

Was taken up, and whilst the first section was under consideration, it was, on motion of Mr. Reeve, postponed.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly were ready to go into Joint Meeting for the appointment of Governor, Clerk of the Supreme Court, and such other State and County officers as may be deemed necessary, and request Council to name the time and place.

Which was read—and

Ordered, To lie on the table.

Ordered, That the Secretary inform the House of Assembly that Council will be ready to go into Joint Meeting for the appointment of Governor, Clerk of the Supreme Court, and such other State and County officers as may be deemed necessary, to morrow-morning at ten o'clock, in the Assembly room.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That they had passed the following Joint Resolution, viz :

“ Whereas, it is proper on all occasions to look up to Almighty God for his protection, guidance, and blessing, therefore

Resolved, (Council concurring) that the morning sessions of both Houses be opened with ~~prayer~~, and that the Clergymen of the different denominations in this city are respectfully invited to perform the service, without compensation, in such order as they may agree upon as most convenient to themselves.”

Ordered, That said resolution lie on the table.

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Mr. Kennedy, with leave, presented a bill authorising the New-Jersey Turnpike Company to surrender a part of their road to those townships in the counties of Warren and Hunterdon through which said Turnpike road passes.

Mr. Smallwood, from the committee to whom was referred the petition of Woodward Warrick, Administrator, for an act to entitle him to sell real estate, reported a bill entitled,

An act to authorise Woodward Warrick, Administrator, with the will annexed, of William Warrick, late of the county of Gloucester, in the State of New-Jersey, deceased, to sell and convey certain real estate.

Which was read—and

Ordered a second reading.

Mr. Morris moved that 300 copies of the Governor's Message be printed.

Upon which motion the Ayes and Noes were called for, and were as follows :

**AYES.**

Messrs. Demarest,  
Moore,

Messrs. Stratton,  
Kennedy,  
Morris.—5.

**NOES.**

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,

Messrs. Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—10,

So the motion was disagreed to.

Mr. Moore offered the following resolution :

Resolved, That a Committee be appointed to inquire into the expediency of reporting a bill reducing the per diem allowance of the members of the Legislature.

Which was read—and

Ordered, To lie on the table.

Mr. Chetwood, from the committee on Rules and Regulations, made report.

Which report was read—and

Ordered, To lie on the table.

Mr. Chetwood moved, that when Council adjourn, it adjourn to meet at nine o'clock to-morrow morning.

Council adjourned to nine o'clock to-morrow morning.

FRIDAY, October 27, 1837.

*Nine o'clock Council met.*

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council that the following committees had been appointed on the part of the House :

On the Treasurer's Accounts.—Messrs. Caldwell, Richards, Wilson, Hall, of Salem, and Tuttle.

On the State Prison.—Messrs. Cooper, Hull, Mairs, Whitaker and Williams.

On Public Printing.—Messrs. Dod, Ogden, Huffman, Golding and Bowen.

Also, that the House of Assembly were ready to go into Joint Meeting.

Mr. Stratton presented a petition from Walter Hart, of the county of Cumberland, a Revolutionary soldier, for a pension.

Which was read—and

Laid on the table.

Mr. Chetwood presented the proceedings of a meeting of citizens of Elizabethtown held on Tuesday evening, Oct. 24th, 1837, pursuant to public notice, to consider the expediency of petitioning the Legislature for a repeal of the law prohibiting the circulation of small bills, so far as the said law applies to the banks of the state of New-Jersey.

Mr. Morris, from committee, reported a bill entitled,

“ An act to divorce Hiram K. House, from his wife Keturah House.”

Which bill was read.

Ordered, That said bill have a second reading.

Mr. Dayton, from the committee to whom had been referred the petition of Elizabeth Chamberlain, praying for a divorce from her husband, Joseph Chamberlain,

Reported a bill entitled,

"An act to divorce Elizabeth S. Chamberlain from her husband, Joseph Chamberlain."

Which bill was read.

Ordered, That said bill have a second reading.

Mr. Chetwood, from Committee on Rules and Regulations, called up the report, and offered the following substitute, which was read and agreed to, as follows :

## RULES

Regulating the mode of proceeding on business in the  
Legislative Council of the state of New-Jersey.

### RULE I.

The President for the time being shall not engage in any public debate without leave of the house, except so far as shall be necessary for regulating the form of proceeding ; but shall on all occasions support the strictest order, agreeably to the rules here laid down.

### RULE II.

No member shall interrupt the business of the house by entering into private conversation during a debate, or whilst any business is before the house that requires the general attention.

### RULE III.

Every member who rises to speak shall address himself to the chair, and when any two members shall rise at the same time, the president shall determine which shall speak first.

## RULE IV.

No member shall speak in any debate without rising, nor more than three times on any one subject of debate, unless he first obtain the leave of the house.

## RULE V.

The members, during a debate, shall all keep their seats, except the member who rises to speak.

## RULE VI.

That the consent of a majority of the members present shall be necessary to engross or re-engross any bill. That on the final passing of any bill, the following question shall be taken : **SHALL THIS BILL** (as engrossed or re-engrossed, as the case may be) **PASS**? and if a majority of the whole Council vote in the affirmative, it shall be considered as having passed, and signed accordingly.

## RULE VII.

That on every question for the final passing of a bill, unless the same shall pass by the unanimous vote of all the members of Council, the names of all the members present, with the yeas and nays on such question, shall be entered on the journals of this house, and the like entry shall be made on every other question, if the same shall be moved for by any one member, previous to the call of the house.

## RULE VIII.

That all committees shall be appointed by the president, or, in his absence, by the vice-president.

## RULE IX.

The following standing committees shall be appointed at the commencement of each session, until otherwise ordered :

A Committee on the Judiciary.

A Committee on Agriculture.

A Committee on Education.

A Committee on the Militia.

A Committee on Claims and Revolutionary Pensions.

A Committee on Corporations.

Which several committees shall consist of two members each.

A Committee on Unfinished Business, to consist of two members.

## RULE X.

That all motions entered on the journals of this house, shall be entered in the names of those who make them, provided the same shall be required by any one member.

## RULE XI.

That in all debates and proceedings, the members shall keep themselves within the strictest rules of decency and decorum.

## RULE XII.

That when an amendment made in this house to a bill from the House of Assembly, is disagreed to by that house, and not adhered to in this, the bill shall be considered as standing on a third reading.

## RULE XIII.

That no bill shall be committed or amended until it shall have been twice read, except private bills as provided for in the twenty-fifth rule, after which it may be referred to a committee ; and when reported, either with or without amendments, (which amendments shall always be on a separate paper) the bill shall be considered as on a second reading. But when the committee think the bill cannot be made good by amendment, they shall not reject it, but report the bill back to the house, without amendment, and there make their opposition.

## RULE XIV.

That no private bill be read a second time, unless a printed copy thereof be in possession of Council.

## RULE XV.

That no bill shall be read more than once on the same day. No standing rule or order of Council shall be dispensed with unless by the assent of two-thirds of the members present ; nor rescinded or amended without one day's notice being given of the motion therefor.

## RULE XVI.

No motion shall be debated until the same shall be seconded, and it shall be reduced to writing if the presiding officer or any member desires it.

## RULE XVII.

That when a question is under debate, no motion shall be received, but to adjourn, to lie on the table, for the previous question, to postpone to a time certain, or for the present, to commit or amend, or to postpone indefinitely ; which several motions shall have precedence in the order in which they are here arranged.

## RULE XVIII.

A motion to adjourn shall be always in order, except when a vote is taking, and shall be decided without debate.

## RULE XIX.

The previous question shall be in this form, "SHALL THE MAIN QUESTION BE NOW PUT ?" And it shall only be admitted when demanded by two-thirds of the members of Council present, and shall be decided without debate.

## RULE XX.

That no motion for the reconsideration of any vote shall be in order after a bill, resolution, report, or other subject upon which the vote was taken, shall have gone out of the possession of the Council, by a message to the House, announcing their decision ; and no motion for reconsideration shall be in order unless made on the same day the vote was taken, or upon the next day of actual session of the Council, and moved and seconded by members who voted in the majority.

## RULE XXI.

Every joint resolution, order, or vote from the house, to which the concurrence of Council is necessary, shall lie on the table one day before it is finally acted upon by Council.

## RULE XXII.

The first business of each day shall be to read over the journal of the preceding day ; then petitions, memorials, remonstrances, letters, or other documents necessary or proper to be laid before Council ; after which the reports of such committees as shall be ready to report the business to them committed shall be received.

## RULE XVIII.

All bills may be made the order of a particular day, and public bills,

when called for, shall have the preference of private bills, which (when-ever two or more private bills shall be called for by members) shall be taken up according to their seniority, reckoning from the date of their introduction into Council.

#### RULE XXIV.

That all bills and special reports of committees be numbered by the secretary as they are severally introduced ; and a list made of the same, to lie on the table and be called up for consideration by the pre-siding officer, according to their numerical order ; subject nevertheless to postponement on special motion, for the purpose of taking up any bill or report which the house may order to be taken up and considered in preference.

#### RULE XXV.

That no private bill originating in the House of Assembly, shall pass to a second reading until the same shall have been committed.

#### RULE XXVI.

That no bill for a divorce shall be taken up on a second reading, un-less it shall ~~be made to appear, by oath or affirmation, that the other party is not at the time of presenting the petition a resident in the state of New-Jersey, or, if a resident, that notice has been duly served, on him or her, of the intended application for a divorce.~~

#### RULE XXVII.

That the president of Council, when present, shall be called by the clerk, in all cases when by the constitution he has a casting vote.

#### RULE XXVIII.

No member shall be suffered to have his vote recorded on any ques-tion, when the yeas and nays are called, unless he be present to an-swer to his name ; and no person shall be permitted to change his vote without the unanimous consent of the members present, unless he, at that time, declares that he voted under a mistake of the question.

#### RULE XXIX.

On filling up blanks, the question shall first be taken on the largest sum, greatest number, and most distant day.

**RULE XXX.**

A majority of members of Council shall constitute a quorum for legislation, and whenever a less number than a quorum of Council shall convene at a regular meeting, and shall adjourn, the names of those present may be entered on the journals.

**RULE XXXI.**

When a less number than a quorum of Council shall convene at any regular meeting, they are hereby authorised to send their Sergeant-at-Arms, or any other person or persons by them authorised, for any or all absent members.

**RULE XXXII.**

That whenever a memorial is referred to a committee praying for an act of incorporation, agreeably to the provisions of the "Act relative to incorporations," the committee shall not have leave to report by bill unless the evidence is exhibited to them, and reported to Council that the intended application has been advertised according to law in such cases.

Ordered, That 100 copies be printed for the use of Council.

A message from the House of Assembly by Mr. Shreve, their Clerk, was received, together with a list of nominations.

Council proceeded to make their nominations.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly were now ready to go into a Joint Meeting, and awaited the presence of Council in the Assembly Room.

Whereupon, Council withdrew to attend a Joint Meeting in the Assembly Room, and after some time spent therein,

Council returned, came to order, and adjourned to three o'clock, P. M.

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*At three o'clock Council met.*

Mr. Chetwood offered the following :

Resolved, That the sum of two dollars be appropriated to each member of Council, and the Secretary, for such newspaper or newspapers as he shall order during this session of the present Legislature—and that all postage of letters upon public business be paid for each member of Council.

Which was read—and

Agreed to.

Mr. Chetwood, with leave, offered the following :

Resolved, That a Committee be appointed to inquire into the cause of the delay in the publication of Reports of the decisions of the Supreme Court, with leave to report by bill or otherwise.

Which was read—and

Agreed to.

The Vice-President appointed Messrs. Chetwood and Dayton as members of said committee.

3 A

Council withdrew to attend Joint Meeting in the Assembly Room,  
and after some time spent therein,

Council returned, and came to order.

Mr. Brittin offered the following :

"Resolved, That Abraham B. Walker be engrossing Clerk for  
Council during the present session of the Legislature."

Mr. Smallwood called up the bill entitled,

An act to authorise Woodward Warrick, administrator, with the will  
annexed, of William Warrick, late of the county of Gloucester, in the  
State of New-Jersey, deceased, to sell and convey certain real estate.

Which was read a second time,

And postponed.

Ordered, on motion of Mr. McDowell, that when Council adjourns  
it adjourn to meet on Monday afternoon, at three o'clock.

Council adjourned till three o'clock, P. M. on Monday next.

MONDAY, October 30, 1837.

*Three o'clock, P. M. Council met.*

The Vice-President announced the following Joint and Standing committees as having been appointed, viz :

#### JOINT COMMITTEES.

Messrs. Chetwood and Walker to settle the accounts of the State Prison.

Messrs. Smallwood and Kennedy to settle the Treasurer's accounts.  
Messrs. Kirkpatrick and McDowell on Public Printing.

#### STANDING COMMITTEES.

Messrs. Thompson and Morris on Unfinished Business.

Messrs. McDowell and Stratton on Agriculture.

Messrs. Kennedy and Chetwood on Education.

Messrs. Dayton and Morris on the Judiciary.

Messrs. Irick and Demarest on the Militia.

Messrs. Reeve and Moore on Claims, and Revolutionary Pensions.

Messrs. Brittin and Thompson on Corporations.

Mr. Moore, with leave, presented a bill entitled,

“An Act to renew the charter of the Trenton Banking Company.”

Which was read—

Ordered, That said bill have a second reading.

Mr. Chetwood presented a petition from David Whitehead, of the county of Essex, for aid from the State for services performed by him during the Revolutionary War.

Which was read—and

Referred to the committee on Claims and Pensions.

Mr. Stratton moved that the petition of Walter Hart, from the county of Cumberland, be taken up—and

Referred to the same committee,

Which was agreed to.

Ordered, That the Secretary inform the House of Assembly of the appointment of the members of the Joint Committees on the part of Council.

The bill entitled,

“ An Act to authorise John J. Reid and Margaret Ann Conover, Administrators of Stephen Conover, dec'd, to execute a certain contract made with John T. Duncan, of the county of Middlesex, for the sale of certain Real Estate,”

Was taken up on its second reading,

And amended.

Ordered, That said bill be engrossed, and have a third reading.

Council adjourned till ten o'clock to-morrow-morning.

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TUESDAY, October 31, 1837.

*At ten o'clock Council met.*

The Vice-President laid before Council the following communication from the Vice-President of Council, and the Speaker of the House of Assembly, made to Wm. Pennington, Esq. Governor elect, by order of Joint Meeting, with his answer to said communication—as follows :

TRENTON, October 27, 1837.

*To His Excellency,*

WILLIAM PENNINGTON, *Governor elect of New-Jersey :*

SIR :—In conformity to an order of the two Houses of the Legislature of this State, in Joint Meeting assembled, it is our duty to inform you that you have been this day duly appointed Governor of New-Jersey, for the ensuing year. And we avail ourselves of the occasion, to express individually, our gratification in the discharge of this duty, believing it to be the sincere desire of Joint Meeting, as well as of the people of the State, that you will enter upon the duties of your office at as early a day as your present engagements may admit.

Accept the assurances of our most respectful consideration,  
And sincere esteem,

A. PARSONS,

Vice-President of Council.

LEWIS CONDICT,

Speaker of the House of Assembly.

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NEWARK, October 28, 1837.

HON. ANDREW PARSONS, Vice-President of Council, and Hon. LEWIS CONDICT, Speaker of the House of Assembly.

GENTLEMEN :

I am favored with your communication of the 27th instant, informing me that I have been appointed by the Legislature to the office of Governor for the ensuing year. I beg you to assure the Legislature of the high sense I entertain of the honor conferred upon me, and of my acceptance of the office. For yourselves you will please accept my thanks for the grateful manner in which you have made this communication. With my high respect and consideration for you personally,

Your obedient servant,

WM. PENNINGTON.

Ordered, That the Clerk carry an invitation to the House of Assembly, to be present at the Inauguration of his Excellency the Governor, this morning, at half past eleven o'clock.

Mr. Dayton offered the following :

Resolved, That so much of the Governor's Message as relates to the banking system—the existing embarrassments of the country—the causes thereof, and the means necessary to be adopted for relief, be referred to a committee of five, to consider the same, and report thereon by bill or otherwise.

Which was agreed to.

Whereupon the Vice-President appointed Messrs. Dayton, Brittin Thompson, Kennedy and Walker, said committee.

The bill entitled,

“An act to authorise the sale of a part of the Government Lot in the city of Trenton,”

Was read a second time and considered by sections.

Ordered, That said bill be engrossed, and have a third reading.

The bill entitled,

“An act to divorce Hiram K. House from his wife, Keturah House,”

Was taken up—and

On motion of Mr. Chetwood, was referred, with the documents accompanying the application, to the committee on the Judiciary.

The bill entitled,

“An act to divorce Elizabeth S. Chamberlain from her husband, Joseph Chamberlain,”

Was taken up—and

With the documents accompanying said application,

Referred to the committee on the Judiciary.

The bill entitled,

“An act to renew the Charter of the Trenton Banking Company,”

Was taken up—and

Referred to the committee on Corporations.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly had accepted the invitation to be present at the inauguration of the Governor.

The Vice-President appointed Messrs. Smallwood and Demarest a committee to conduct the Governor elect into the Council Chamber.

The House of Assembly, preceded by their Speaker, came into the Council Chamber, and took their seats within the Bar.

William Pennington, Esq. Governor elect, came into the Council, accompanied by Measrs. Smallwood and Demarest, and having taken and subscribed the usual oaths prescribed by law, he was conducted to the Chair, and took his seat as President of Council.

The members of the House of Assembly retired to their Hall—and

Council adjourned to three o'clock this afternoon.

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*Three o'clock Council met.*

Mr. Dayton, from the Judiciary committee, reported against the application of Hiram K. House, for a divorce.

Which report was accepted.

On motion, Council resolved to go into a Court of Pardons, on Thursday next, at four o'clock, in the afternoon.

The bill entitled,

“A further supplement to an act entitled an act to incorporate the New Jersey Turnpike Company,

Was taken up—and

Ordered to lie on the table.

Council adjourned to ten o'clock to-morrow morning.

WEDNESDAY, November 1, 1837.

*At ten o'clock Council met.*

The Vice-President presented a petition from John Travers, President of the Bergen Port Company, tendering a surrender of their banking privileges, and asking that the Charter may be extended an additional twenty-five years.

Which petition was read—and

Referred to the committee on Corporations.

Mr. Thompson, from the committee to whom had been referred the unfinished business of last session,

Reported the following items of unfinished business, viz :

No. 1. An Act to incorporate the Newark Ship Canal and, Rail Road Company.

No. 2. An Act to divorce Margaret Gale from her husband Enoch Gale.

No. 3. An act to dissolve the marriage contract between Walter Greacen and Fanny Greacen his wife.

No. 4. A supplement to an act entitled "An Act for the punishment of Crimes," passed the seventeenth day of February, eighteen hundred and twenty-nine.

No. 5. An Act to divorce Jacob Johnson from his wife Elizabeth Johnson.

No. 6. An Act to incorporate the People's Bank of Key Port.

No. 7. An Act appointing commissioners, and authorising them to sell a part of the real estate of Rachel S. Watkins, of the county of Bergen.

No. 8. A further supplement to an Act entitled, "An Act respecting slaves," passed March fourteenth, seventeen hundred and ninety-eight.

No. 9. A supplement to the act entitled, "An Act to prevent the unlawful waste and destruction of Timber in this State.

No. 10. An act authorising Andrew Stillwell, executor of Daniel Stillwell, late of the county of Hunterdon, deceased, to sell and convey real estate.

No. 11. An act to authorise a Savings Fund in the city of Trenton, being a further supplement to an act to incorporate a company to erect a Water-power in the city of Trenton and its vicinity.

No. 12. An Act to incorporate the Nottingham Beet Sugar Company.

No. 13. An Act for the encouragement of the Manufacture of Beet Sugar.

No. 14. An Act to incorporate the Bloomfield Newark Rail Road Company.

No. 15. An Act to incorporate a fund for the benefit of the creditors of certain moneyed institutions.

No. 16. An Act to grade the streets of the village of Hoboken.

No. 17. An Act to incorporate the Manhatten Company of New Jersey.

No. 18. An Act to incorporate the Warren County Bank.

No. 19. A further supplement to the act entitled, "An act to incorporate the Newark and Pompton Turnpike Company."

No. 20. An Act concerning Banks.

Which report was read—and  
Ordered to lie on the table.

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

The engrossed bill entitled,  
"An act to authorise the sale of a part of the Government Lot in  
the city of Trenton;"

Was taken up on a third reading—  
On the question, "Shall this bill pass?"  
It was determined in the affirmative as follows, viz:

## AYES.

Messrs. Demarest,	Brittin,
Chetwood,	Stratton,
McDowell,	Morris,
Dayton,	Kennedy,
Moore,	Parsons, (V. P.)
	Walker.—11.

## NOES.

Messrs. Irick,	Reeve,
Smallwood,	Thompson.—4.

Ordered, That the Vice-President sign said bill.  
Ordered, That the Secretary inform the House of Assembly that  
Council have passed said bill,  
And request their concurrence.

Council adjourned to ten o'clock to-morrow morning.

THURSDAY, November 2, 1837.

*Ten o'clock Council met.*

Mr. Reeve, from the committee on Claims and Revolutionary Pensions, to whom had been referred the petition of Walter Hart, of the county of Cumberland, and the documents accompanying said petition,

Reported a bill entitled,

An act for the relief of Walter Hart, of the county of Cumberland."

Which was read—and

Ordered a second reading.

Ordered, That the printing of said bill be dispensed with.

Mr. Reeve, from the same committee,

Reported a bill entitled,

"An Act for the relief of David Whitehead, of the county of Essex,"—

Which bill was read.

Ordered, That said bill have a second reading.

Ordered, That the printing of said bill be dispensed with.

The bill entitled,

"A further Supplement to an Act entitled, "An Act to incorporate the New-Jersey Turnpike Company,"

Was taken up—and

Ordered, To lie on the table.

Mr. Smallwood, with leave, presented a petition from James Farrell, of the county of Gloucester, a Revolutionary soldier, for a pension,

Which was read—and

Referred to the committee on Claims and Revolutionary Pensions.

Council adjourned to three o'clock, P. M.

*Three o'clock Council met.*

Mr. Chetwood, from the committee to whom had been referred the subject of the delay in the publishing of the Reports of the Supreme Court, made the following

**REPORT :**

The Committee appointed to inquire into the cause of the delay in the publication of the Reports of the decisions of the Supreme Court, respectfully report,

That in the discharge of their duty they made application to his Honor, the Chief Justice, for any information in his possession upon the subject referred to them, and herewith communicate the letter received from him. The Committee have also received from the Chief Justice two hundred and sixty-four pages of the printed sheets of the 3d volume of Green's Reports, and, upon examination, (in which they have been aided by the notes made by the Justices of the Supreme Court) they find many, and gross errors. The errors are of such a character and extent, that, in the opinion of the Committee, the whole of the printed sheets of the 3d volume should, as well for the credit of the State, as for the sake of having proper knowledge of what the law is, be suppressed, and the decisions reprinted.

The Committee beg leave to report the accompanying Joint Resolution, to carry out their views on the subject.

*Council Chamber, Nov. 2d, 1837.*

JOHN J. CHETWOOD, }  
WM. L. DAYTON, } Committee,

*Hon. John J. Chetwood and Wm. L. Dayton,*

*Committee of Council—*

**GENTLEMEN :**

Your communication, concerning a Resolution of Council directing an enquiry into the cause of the delay in the publication of the decisions of the Supreme Court, has been received. You ask me to furnish

you with any information in my power respecting the subject referred to in the said Resolution :

The 2d volume of Green's Reports brings down the decisions of the Supreme Court to February Term, 1835, inclusive. Since that period, none have been published ; why they have not the subscriber is unable to say. It certainly has not been owing to any dereliction of duty on the part of myself, or my associates on the bench, as we have not failed to reduce to writing and hand over to the late Reporter, all the decisions which have been made, and which are of sufficient importance to be reported, in due season for publication. The subscriber apprehends there is now in the hands of the late Reporter manuscript copies of opinions sufficient to constitute a volume of 6 or 700 pages.—In justice, however, to the late Reporter, I ought to say, that he has stated to me more than once that the person appointed by the Legislature to print the reports, resided so far from him that he could not give his personal attention to the business without a sacrifice of time and expense; which the emoluments of his office would not justify.

The subscriber embraces this opportunity to mention that the late Reporter James S. Green, Esq. sometime since furnished him with about 250 pages of the reports of cases decided since the Term of February, 1835, upon a cursory perusal of which the subscriber detected a great number of errors, many of them of such a nature as to render the decisions of the Court unintelligible, and even in some instances ridiculous. *Not* is often omitted where it ought to be inserted and inserted where it ought to be omitted ; thus making the Court in some places decide differently from what they did in fact. Many sentences are so mutilated and transposed, that the meaning and sense of the opinion are obscured, and sometimes impossible to be ascertained. These sheets have been examined by the associate Justices, or at least by one of them ; and from conversations with them the subscriber feels authorised to say, they unite with him in opinion that the sheets spoken of ought to be suppressed. They certainly are not fit to be sent out to the world as the New-Jersey State Reports—their appearance in public would be a reproach to the Supreme Court, and to the authority under which they would be published. For this failure too, the respectable gentleman who recently held the office of Reporter, finds an ample apology in the fact before stated ; that the press from which they issued was so remote from him that he could not examine and correct the proof sheets.

Very respectfully, gentlemen,

Your obedient servant,

JOS. C. HORNBLOWER.

October 31, 1837.

4 A

Resolved, by the Council and General Assembly of this State, that Josiah Harrison, Esq. the present Law Reporter, is hereby authorised and directed to receive, and take from, Joseph Pugh, the late Printer of the Law Reports, all the printed sheets of the third volume of Green's Reports, and all the manuscript decisions and opinions of the Justices of the Supreme Court, in his possession ; and also to receive and take from James S. Green, Esq. the late Law Reporter, all the manuscript opinions and decisions of the said Justices, in his possession, and cause the same to be carefully and properly revised and reprinted, under the direction of the said Justices of the Supreme Court ; and further that the said printed sheets, when received from the said Joseph Pugh, shall be suppressed.

Which Joint Resolution was read—

Ordered, That the same have a second reading.

The fifteenth rule having been dispensed with, the said Joint Resolution was read a second time—

Ordered, That the same be engrossed for a third reading.

Mr. Chetwood, with leave, presented a bill entitled,

“A Supplement to the Act entitled, an Act to incorporate the New-Jersey Rail Road and Transportation Company, passed the eighth day of March, one thousand eight hundred and thirty-two.”

Which bill was read—

Ordered, That said bill be referred to the committee on Corporations.

Mr. Reeve, from the committee on Claims and Revolutionary Pensions,

Reported a bill entitled,

“An Act for the relief of James Farrell, of the county of Gloucester”—

Which bill was read—

Ordered, That said bill have a second reading.

Ordered, That the printing of said bill be dispensed with.

The bill entitled,

“A further Supplement to an Act entitled, an Act to incorporate the New-Jersey Turnpike Company,”

Was taken up—and

Referred to the committee on Corporations.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly had passed a bill entitled,

“An act for the relief of the Executors and Trustees of Joseph G.

Bower, deceased,"

To which bill the assent of Council is requested.

The bill from the House of Assembly entitled,

"An act for the relief of the Executors and Trustees of Joseph G. Bower, deceased,"

Was read—and

Referred to the committee on the Judiciary.

The Governor and Council went into a Court of Pardons, and after some time spent therein,

Council came to order.

Council adjourned to ten o'clock to-morrow morning.

FRIDAY, November 3, 1837.

*Ten o'clock Council met.*

Mr. Brittin, from the committee on Corporations, to whom had been referred the bill presented yesterday by Mr. Chetwood, entitled,

"A Supplement to the act entitled; An act to incorporate the New-Jersey Rail Road and Transportation Company, passed the eighth day of March, one thousand eight hundred and thirty-two,"

Reported said bill to Council,

Which was read—

Ordered, That said bill have a second reading.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred the bill from the House of Assembly entitled,

"An act for the relief of the Executors and Trustees of Joseph G. Bowers, deceased,"

Reported said bill without amendments.

Which bill was read—

Ordered, That said bill have a second reading.

Council adjourned to three o'clock this afternoon.

*Three o'clock Council met.*

The bill entitled,  
 "An act for the relief of James Farrell, of the county of Gloucester,"  
 Was read a second time—and  
 Considered by sections.  
 Ordered, That said bill be engrossed and have a third reading.  
 Mr. Reeve moved that when Council adjourns it do adjourn to three o'clock, on Monday afternoon.  
 The Ayes and Noes thereon being required to be entered on the Journal, were as follows, viz :

AYES.

Messrs. McDowell, Kirkpatrick,	Reeve, Parsons, (V. P.) Irick.—5.
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NOES.

Messrs. Demarest, Dayton, Smallwood, Moore,	Brittin, Stratton, Morris, Walker.—8.
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So it was determined in the negative.

Council adjourned till ten o'clock to-morrow morning.

SATURDAY, November 4, 1837.

*Ten o'clock Council met,*

Mr. Dayton laid before Council a letter which he had received from the Hon. Garret D. Wall, covering another one from a citizen of Maryland, on the subject of Steamboat Boilers.

Which papers were, on motion of Mr. Dayton,  
Referred to the committee on Corporations.

A message was received from the House of Assembly by Mr. Shreve, their Clerk, which informed Council that the House of Assembly had passed a bill entitled,

“An act for the support of the Government of this State.”  
To which bill the assent of Council was requested.

The bill from the House of Assembly entitled,

“An act for the support of the Government of this State,”

Was read—and

Ordered a second reading.

The engrossed bill entitled,

“An act for the relief of James Farrell, of the county of Gloucester,”

Was read a third time—

On the question, shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

AYES.

Messrs. Demarest,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,

Moore,  
Brittin,  
Stratton,  
Morris,  
Kennedy,—10;

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill entitled,

“An act for the relief of Walter Hart, of the county of Cumberland,”

Was read a second time—and  
Considered.

Ordered, That said bill be engrossed, and have a third reading.

The bill entitled,

“An act to authorise Woodward Warrick, Administrator, with the will annexed, of William Warrick, late of the county of Gloucester, in the State of New-Jersey, to sell and convey certain real estate,”

Was read a second time—and  
Considered.

Ordered, That said bill be engrossed, and have a third reading.

Mr. Morris, with leave, presented a bill entitled,

“A Supplement to the act entitled, An act for the relief of Bartholomew Lott,”

Which was read—and

Referred to the committee on Claims and Revolutionary Pensions.”

Mr. Dayton moved that when Council adjourn it be to Monday afternoon, at three o'clock.

Agreed to.

Council adjourned to three o'clock on Monday afternoon.

MONDAY, November 6, 1837.

*Three o'clock Council met.*

The engrossed bill entitled,

“An act to authorise John J. Reed, Administrator, and Margaret Ann Conover, Administratrix, of Stephen Conover, deceased, to execute a certain contract made with John T. Duncan, of the county of Middlesex, for the sale of certain real estate,”

Was read by sections—

Ordered, That said bill be postponed.

The engrossed bill entitled,

“An act to authorise Woodward Warrick, Administrator, with the will annexed, of William Warrick, late of the county of Gloucester, in the State of New-Jersey, deceased, to sell and convey certain real estate,”

Was read a third time—and

Compared.

Ordered, That said bill be postponed.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed the bill entitled,

“An act to authorise Eli F. Cooley and Symmes C. Henry, guardians of Jacob V., Sarah, Isaac and Hannah M. Scudder, minor children of Isaac Scudder, late of Middlesex county, to make sale of Wood and Timber, on the premises of said Wards, in said County.”

Which bill was read—and

Referred to the committee on the Judiciary.

The bill entitled,

“A Supplement to the act entitled, An act to incorporate the New-Jersey Rail Road and Transportation Company” passed the eighth day of March, one thousand eight hundred and thirty-two.”

Was read a second time, and the consideration thereof

Progressed in.

48

Ordered, That the further consideration of said bill be postponed—  
The bill from the House of Assembly entitled,  
“An act for the support of the Government of this State,”  
Was taken up—and  
Read by sections.  
Ordered that said bill have a third reading.

Council adjourned to ten o'clock to-morrow-morning.

TUESDAY, November 7, 1837.

*Ten o'clock Council met.*

Mr. Irick presented a petition from Mary Ann Elvoson, praying for an Act to divorce her from her husband, Daniel Elvoson.

Which petition was read—and

Referred to the committee on the Judiciary.

Mr. Reeve presented a petition from Samuel Prior, Jun., Jedidiah T. Allen, Alphonso L. Eakin, and other citizens of New-Jersey, praying for an improvement in the Judiciary System of this State.

Which petition was read—and

Ordered, To lie on the table.

Mr. Reeve from the committee on Claims and Revolutionary Pensions,

Reported a bill entitled,

“An act supplementary to an act entitled, An act for the relief of Bartholomew Lott, passed March 13, 1837,”

Which bill was read—

Ordered, That said bill have a second reading.

Ordered, That the printing of said bill be dispensed with.

Mr. Dayton called up bill number 6, of Unfinished Business, entitled,

"An act to incorporate the People's Bank of Key Port.

Ordered, That said bill be dismissed from the files of Council.

Mr. Chetwood called up bill number 20, of unfinished business, entitled,

"An act concerning banks"—

Ordered, That said bill be dismissed from the files of Council.

Mr. Thompson called up bill number fifteen, of unfinished business, entitled,

"An act to incorporate a fund for the benefit of the creditors of certain moneied institutions."

Ordered, That said bill be dismissed from the files of Council.

Mr. Morris called up bill number 18, of unfinished business, entitled,

"An act to incorporate the Warren County Bank."

Ordered, That said bill be dismissed from the files of Council.

Mr. Thompson called up bill number 8, of unfinished business, entitled,

A further supplement to an Act entitled,

"An Act respecting slaves," passed March fourteenth, seventeen hundred and ninety-eight.

Ordered, That said bill be dismissed from the files of Council.

Mr. Moore called up bill number 11, of unfinished business, entitled,

"An act to authorize a Savings Fund in the city of Trenton, being a further supplement to an act to incorporate a company to erect a Water Power in the city of Trenton and its vicinity."—

Ordered, That said bill be dismissed from the files of Council.

Mr. Reeve called up bill number seventeen, of unfinished business, entitled,

"An act to incorporate the Manhattan Company in New Jersey"—

Ordered, That said bill be dismissed from the files of Council.

Mr. Reeve called up bill number two, of unfinished business, entitled,

An Act to divorce Margaret Gale from her husband Enoch Gale.

Ordered, That said bill be dismissed from the files of Council.

Mr. Chetwood called up bill number seven, of unfinished business, entitled,

An Act appointing commissioners, and authorizing them to sell a part of the real estate of Rachel S. Watkins, of the county of Bergen.

Which bill was

Referred to the committee on the Judiciary.

Mr. Smallwood called up bill number four, of unfinished business, entitled,

A supplement to an act entitled "An Act for the punishment of

Crimes," passed the seventeenth day of February, eighteen hundred and twenty-nine.

Which bill was

Referred to committee on the Judiciary.

Mr. Chetwood called up bill number nine, of unfinished business, entitled,

"An act to prevent the unlawful waste and destruction of Timber in this State.

Which bill was

Referred to the committee on the Judiciary.

Mr. Thompson called up bill number ten, of unfinished business, entitled,

"An act to authorize Andrew Stillwell, Executor of Daniel Stillwell, late of the county of Hunterdon, deceased, to sell and convey real estate.

Which bill was

Referred to the committee on the Judiciary.

Mr. Chetwood called up bills number twelve and thirteen, of unfinished business, entitled,

"An act to incorporate the Nottingham Beet Sugar company—and An act for the encouragement of the manufacture of Beet Sugar.

Both of which bills were

Referred to the committee on Corporations.

The engrossed bill entitled,

"An Act to authorize John J. Reed and Margaret Ann Conover, Administrators of Stephen Conover, dec'd, to execute a certain contract made with John T. Duncan, of the county of Middlesex, for the sale of certain Real Estate,"

Was read a third time and compared.

On the question, Shall this bill pass?

It was determined in the affirmative unanimously.

The Joint Resolution in relation to the third volume of Green's Reports,

Was read a third time—and

Compared.

On the question, Shall this Joint Resolution pass?

It was determined in the affirmative unanimously.

The engrossed bill entitled,

An act to authorize Woodward Warrick, Administrator, with the will annexed, of William Warrick, late of the county of Gloucester, in

the State of New-Jersey, deceased, to sell and convey certain real estate.

Was read a third time—and  
Compared,

On the question, Shall this bill pass ?

It was determined in the affirmative, as follows, viz :

AYES.

Messrs. Demarest,	Reeve,
Chetwood,	Moore,
McDowell,	Brittin,
Kirkpatrick,	Morris,
Irick,	Kennedy,
Smallwood,	Parsons, (V. P.)
	Walker.—13-

NOES.

Messrs. Dayton,	Thompson,
	Stratton.—3.

Ordered, That the President sign said bill.

Ordered, That the Secretary carry the same to the House of Assembly, inform them of its passage by Council,

And request their concurrence therein.

The bill from the House of Assembly entitled,  
“ An act for the support of the Government of this State,  
Was read a third time.

On the question, Shall this bill pass ?

It was decided in the affirmative unanimously.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill, without amendment.

Council went into a Court of Appeals, and after some time spent therein,

Council came to order.

Council adjourned till ten o'clock to-morrow morning.

WEDNESDAY, November 8, 1837.

*At ten o'clock Council met.*

Mr. Chetwood presented the following letter from James S. Green, Esq. the late Law Reporter, relative to the printing of the Reports of the Supreme Court, viz :

TO JOHN J. CHETWOOD, ESQUIRE,

SIR :

I have just seen from the *newspapers*, that you are the Chairman of a committee of the Legislative Council to inquire into the cause of delay in publishing the Reports of the Supreme Court. It has occurred to me, that possibly from my situation as late Law Reporter, I might throw some light on the subject, and assist the committee to make a correct and satisfactory report.

By turning to the second volume of Green's Reports you will find, that the volume embraces the decisions of the Supreme Court, pronounced at the February Term, 1835. Mr. George Sherman was the Printer, and executed his work in an accurate and acceptable manner. His residence at Trenton was so near to that of the Reporter, as to make it easy to reach him in all cases of doubt or difficulty as to the manuscript. He continued the printer of the reports till the time of his death, which took place in the Spring of 1835. During the period Mr. Sherman was the Printer, there was no fault found, either as to the manner or the time in which the Reports were published.

On the 2d day of March, 1835, Mr. James M. Newell was appointed Printer. At that time he resided at Morristown, but shortly afterwards removed to Bridgeton, in the county of Cumberland. I saw at once that not only the trouble and responsibility of the Reporter was increased, but that the Reports could not be printed with the accuracy heretofore preserved, and which the character of the Supreme Court merited. Mr. Newell did not print a page, and in May, 1836, informed me by letter that he had made arrangements with Mr. Pugh, of Mount

Holly, for printing the Reports. From this time (May 1836) I continued to furnish Mr. Pugh with copy. I was dissatisfied with the manner in which the first half sheet was executed. Neither the paper, type, nor general appearance of the page satisfied me; it was so unlike its predecessors that I was afraid it would add nothing to the reputation of either Bench or Reporter. But what could be done? The law appointing the Law Reporter gives him no control over the Printer. The Court have no control over him—his appointment is independent of both. If the Printer had been under my control, and resided within a reasonable distance, the third volume of reports would have been published with accuracy before the expiration of my term of office, which was on the 15th of February, 1837. The office was vacant from that time till the recent acceptable appointment of Mr. Harrison. Such are the facts of the case, and will, in some measure, explain the cause of the delay in publishing the Reports of the Supreme Court.

Permit me to add a word or two as to the manner in which the printing has been executed, which has given rise to the Joint Resolution directing the suppression of the printed sheets, which meets with my entire and cordial approbation. At an early day after the appointment of Mr. Pugh I was satisfied that he was not familiar with Law, Latin, or Law Reporters, and that without the correction of more than one proof of each half sheet, many errors would be overlooked. I requested him to furnish them, but this was not attended to. After he had finished about two hundred pages he was requested to furnish me with a copy of all the printed sheets to enable me to prepare an Index, and table of cases. This copy I did not receive till the month of May last, when for the first time I discovered to my deep mortification, that the corrections which had been made in the proof, had been overlooked or disregarded. At once I determined not to permit the publication of the sheets, if their publication depended on me. I could not and ought not to publish such sheets, as I was no longer Reporter—and, if I had been re-appointed, I should have submitted the matter to the Legislature for their direction.

From this statement which I believe to be correct, you will perceive, that the delay in publishing the Reports cannot, with justice, be attributed to me; much less ought the defects in the mechanical part of the work, and the typographical blunders be laid to my charge.

Respectfully, your obt. Servant,

November 6, 1837.

JAMES S. GREEN.

Which letter was read—and  
Ordered, To be entered on the Journals of Council.

5 A

Ordered, That the Secretary carry the said letter to the House of Assembly.

Council then went into a Court of Errors and Appeals.

After some time spent therein,

Council came to order.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council,

That the House of Assembly have agreed to the accompanying Resolution, as follows, viz :

Resolved, (Council concurring) that the thanks of the Legislature of New-Jersey be presented to the "New-England Institution for the education of the Blind," in the city of Boston, for the copy of an Atlas for the use of the blind, invented and executed at the said Institution, and that the same be deposited in the State Library.

Resolved, That the Secretary of State be requested to forward a copy of the foregoing resolution to the New-England Institution for the education of the Blind.

Which was read, considered, and concurred in.

Also, That the House of Assembly have passed a Joint Resolution, "Relative to the suit between the State of New-Jersey and the Proprietors."

Which Resolution was read—and

Referred to the committee on the Judiciary.

The bill entitled,

"A Supplement to the act entitled, An act to incorporate the New-Jerscy Rail Road and Transportation Company, passed the eighth day of March, one thousand eight hundred and thirty-two,"

Was read a second time—

Considered by sections, amended—and

Ordered, To be engrossed for a third reading.

The bill entitled,

An act to divorce Hiram K. House from his wife Keturah House,

Was called up.

Ordered, That said bill be dismissed.

The bill entitled,

"An Act for the relief of David Whitehead, of the county of Essex,"—

Was read a second time, considered—and

Ordered, To be engrossed for a third reading.

The bill entitled,

A Supplement to an Act entitled,

"An act for the relief of Walter Hart, of the county of Cumberland,"

Was read a second time—and  
Considered.

Ordered, That said bill be engrossed, for a third reading.  
The bill from the House of Assembly entitled,

"An act for the relief of the Executors and Trustees of Joseph G. Bower, deceased,"

Was read a second time—and  
Considered.

Ordered that said bill have a third reading.

Ordered, That the 15th Rule of Council be dispensed with, and—  
That said bill be read a third time.

Said bill was read a third time.

On the question, shall this bill pass?

It was decided in the affirmative by a unanimous vote.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill, without amendment.

Council adjourned to three o'clock, P. M.

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*Three o'clock Council met.*

Mr. Dayton, from the committee on the Judiciary, to whom had been referred the petition and papers of Mary Ann Elvoson,

Reported a bill entitled,

"An act to dissolve the marriage contract between Mary Ann Elvoson and her husband Daniel Elvoson."

Which bill was read—

Ordered, That said bill have a second reading.  
 The engrossed bill entitled,  
 "An Act Supplementary to an act entitled, An act for the relief of  
 Bartholomew Lott,"

Was read.

On the question, "Shall this bill pass?"

It was decided in the affirmative by the votes of all the members  
 present, as follows, viz :

AYES.

Messrs. Demarest,	Moore,
Dayton,	Brittin,
Kirkpatrick,	Stratton,
Irick,	Morris,
Thompson,	Kennedy,—10.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that  
 Council have passed said bill,

And request their concurrence.

Council adjourned to ten o'clock to-morrow morning.

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THURSDAY, November 9, 1887.

*Ten o'clock Council met.*

Mr. Smallwood, from the Joint Committee appointed to settle with  
 the Treasurer, made the following

## REPORT :

We, the Committee of Council and Assembly appointed to settle with the Treasurer of this State, do hereby certify that we have examined the books in his office and compared the same with the evidences relating thereto, and find the same regularly and correctly stated, and balanced, and have ascertained that the evidences of public stocks and other securities and effects are actually in the Treasury.

That we find a balance in the hands of the Treasurer of two thousand five hundred and nineteen dollars and sixty-nine and a half cents standing to his credit in the following Banks, and otherwise accounted for, as follows :

Allowance to be asked for in the incidental bill,	\$353 63½
Deposited in the Mechanics' and Manufacturers' Bank,	785 72
"    Trenton Banking Company,	1,366 96
"    State Bank at Newark,	13 38
	<hr/>
	\$2,519 69½

The committee also find in the hands of the Treasurer two thousand seven hundred and forty-seven dollars and ninety-two cents, standing to his credit as Treasurer of the School Fund, in the following banks to wit :

Cumberland Bank,	\$60 00
Trenton Banking Company,	825 35
Mechanics' and Manufacturers' Bank,	1,662 52
Sussex Bank,	70 00
State Bank at New-Brunswick,	130 05
	<hr/>
	\$2,747 92

Books balanced.

J. C. SMALLWOOD,      }  
 R. H. KENNEDY,      } Committee of Council.  
 J. W. CALDWELL,      }  
 JESSE RICHARDS,      }  
 WM. J. WILSON,      } Committee  
 JOHN HALL,      }  
 SILAS TUTTLE,      } of  
 Assembly.

Trenton, October 24, 1837.

The engrossed bill entitled,

"An act for the relief of David Whitehead, of the county of Essex,"

Was read a third time—and

On the question, Shall this bill pass?

It was decided in the affirmative by a unanimous vote.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

"A Supplement to the act entitled, An act to incorporate the New-Jersey Rail Road and Transportation Company" passed the eighth day of March, one thousand eight hundred and thirty-two,"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly had passed the following bill, viz :

An act to repeal an act entitled,

"An act to authorize the sale of the real estate of Harmonus Speer, late of the township of Bloomfield, in the county of Essex, deceased."

To which bill

The assent of Council is requested.

Also, That the House of Assembly have passed the bill from Council entitled,

"An act for the relief of James Farrell, of the county of Gloucester,"

Without amendment.

The bill from the House of Assembly entitled,

"An act to repeal an act entitled, An act to authorize the sale of the real estate of Harmonus Speer, late of the township of Bloomfield, in the county of Essex, deceased,"

Was read—and

Ordered a second reading.

Ordered, That said bill be

Referred to the committee on the Judiciary.

The bill entitled,

An act to dissolve the marriage contract between Mary Ann Elvson and Daniel Elvson, her husband,

Was read a second time—

Ordered, That the same be engrossed for a third reading.

Council adjourned to three o'clock this afternoon.

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*Three o'clock Council met.*

Mr. Chetwood, from the Committee on the State Prison Accounts, made the following

### **REPORT :**

THE Joint Committee of Council and Assembly, appointed to settle the accounts of the State Prison, respectfully Report :

That they have, in the discharge of their duty, examined the accounts of the Prison, and have annexed hereto, a full and particular statement of all the various receipts and disbursements of the establishment, of the balances of profit and loss under their appropriate heads, together with the number of prisoners confined during the year, those who have been discharged by expiration of sentence, and by pardon, also the time of their respective commitments, their ages, the places of their nativity, the offences for which they were committed, the places where sentenced, and whether for the first, or a repeated offence.

The committee, in their investigation of the affairs of the new Penitentiary, during its first year's operations, feel great satisfaction in calling the attention of the Legislature to the pleasing fact of the nett gain over the last year's balance, of \$6348 70, and a clear surplus in favor of the Prison, after paying all its expenses, and the salaries of the several officers, of \$1,741 41.

This favorable result, produced on the first year's experiment, at a time of general prostration of business, which has materially affected the productive labor of the convicts, cannot but satisfy the most sceptical, of the great pecuniary gain to the State, by the adoption of the present improved plan of prison discipline. It is, however, the moral condition of the convicts, and the efficiency of the punishment, which afford to the friends of humanity, and lovers of social order, the principal recommendation of the system; and this cannot but be peculiarly gratifying to those liberal philanthropists, who, through evil as well as good report, firmly sustained their onward and unwavering course, in promoting their benevolent object.

After the most minute examination into the situation of the prisoners, and the mode of treatment and discipline which has been observed, the committee find nothing to condemn. The duties of the principal keeper, (various and responsible as they necessarily are) have been discharged to the entire approbation of your committee; and while the cleanliness and order of the whole establishment, commend the faithfulness of his supervision, the health, moral improvement, and warm sentiments of attachment and respect of the degraded convicts, forcibly approve the success of his mild, impartial, and efficient treatment.

Your committee feel constrained, as an act of justice to a faithful officer, thus publicly to express their obligations to Mr. Satterlee, (the clerk of the prison) for the facilities afforded by him, in their tedious investigation of the accounts of the establishment; and especially to notice the correct and masterly manner in which he has discharged his laborious duties.

While there is great cause of mutual congratulation in the satisfactory results which have been produced in the infant operations of the establishment, and while the committee entertain no doubt that its pecuniary concerns will, under proper management, continue to produce an increased balance in favor of the State, they, at the same time, feel it a duty to guard the public against too large anticipations of such increase.

The embarrassments which have paralyzed the business energies of the whole community, are felt in the mechanical branches pursued in the prison: and the large difference between the result of the last, and former years, has, in a great measure, been effected by contracts entered into previously to the severity of the pressure. Already in one of the most productive sources of profit, (the weaving department,) a deduction of twenty per cent. has been found necessary.

It will be recollected that by the Report of the Inspectors, it appears that there are forty-eight cells now unfinished and that the present number of convicts leaves but little accommodation for additional com-

ments. The expense of finishing these cells, and procuring the necessary furniture, will be about \$4,000 00; and your committee recommend that the necessary appropriation for the purpose be made without delay, and, in accordance with such recommendation, here-with report the accompanying resolution.

All which is respectfully submitted.

JOHN J. CHETWOOD, }  
LEWIS M. WALKER, } Committee of Council.

JOSEPH W. COOPER,  
JOHN HULL,  
SAMUEL MAIRS,  
DAVID WHITEKAR,  
EDMUND T. WILLIAMS, } Committee of Assembly.

November 9, 1837.

*Resolved*, That "the Committee of Ways and Means," be, and they are hereby directed to bring in a bill, making an appropriation of a sum not exceeding four thousand dollars, for the immediate completion and furnishing of the forty-eight unfinished cells in the new State Penitentiary.

## STATEMENT REFERRED TO IN THE FOREGOING REPORT.

*Provision Account.*

To amount of provision on hand, on the 30th of September, 1836, as per inventory and valuation then made.	\$458 70
Amount expended for provision from that time to the 1st of October, 1837.	4688 76
Whole amount,	<hr/> \$5147 46
From the above sum is to be deducted the amount of provisions sold by the keeper.	\$438 62
Value of provisions on hand as per inventory, 30th Sept. 1837.	753 14
Leaving amount expended for provisions,	<hr/> \$3955 50

*Clothing Account.*

To amount of clothing on hand, 30th of September, 1836.	\$149 26
Amount expended from that time to the 1st of October, 1837.	677 03
Whole amount,	<hr/> \$925 29
From this is to be deducted the amount disposed of,	\$29 60
Amount of clothing on hand on the 1st October, 1837.	399 68
Leaving the whole amount expended for clothing,	<hr/> \$406 81

*Incidental Account.*

To amount of Inventory, 30th Sept. 1836.	\$126 68
Amount chargeable to this account up to 1st October, 1837.	1553 03

Whole amount,	\$1679 91
Deduct for articles sold, having been charged to this account,	\$6 03
Amount of Inventory 1st Oct. 1837.	308 90

Leaving amount expended on this account,	\$1364 98
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*Hospital Account.*

To amount of Inventory 30th of Sept. 1836.	\$45 74
Amount expended up to 1st Oct. 1837.	84 30

Whole amount,	\$130 04
Deduct for articles sold.	\$00 96
Amount of Inventory 1st Oct. 1837.	81 50

Leaving amount expended on this account	\$47 58
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*Fuel Account.*

To amount of Inventory on the 30th of September, 1836,	\$33 50
Amount expended on this account up to the 1st of October, 1837.	2142 72

Whole amount,	\$2176 22
Deduct for coal, &c. sold during the year.	\$35 46
Amount of Inventory 1st Oct. 1837.	1272 83

Leaving amount expended for fuel,	\$903 39
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*Furniture Account.*

To amount of Inventory, 30th Sept. 1836.	\$542 74
Amount expended up to 1st October, 1837.	866 95

Whole amount,	\$1409 69
Deduct for furniture sold during the year.	\$13 71
Amount of Inventory, 1st Oct. 1837.	1289 92

Amount of loss on this account for the year.	\$119 77
--	----------

*Weaving Account.*

To amount of Inventory 30th Sept. 1836.	\$1689 05
Amount of charges to this account during the year.	2163 21
Whole amount,	<u>\$3852 26</u>
This account to be credited with articles manufactured, &c.	\$6522 64
Amount of Inventory, 1st of October, 1837..	2490 22
Profit on this account,	<u>\$9012 86</u>
	<u>\$5160 60</u>

*Cordwainer's Account.*

To amount of Inventory, 30th Sept. 1836.	\$193 71
Amount of materials purchased for this account during the year.	769 61
Whole amount,	<u>\$963 32</u>
This account to be credited with articles sold.	\$2904 57
Amount of Inventory, 1st of October, 1837.	476 04
Profit on this account.	<u>3380 61</u>
	<u>\$2417 29</u>

*Chair Making Account.*

This account to be credited with the amount earned by convicts contracted for.	\$3447 38
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*Cooperage Account.*

To amount of Inventory, 30th Sept. 1836.	\$85 35
Amount chargeable to this account during the year.	28 90
Whole amount,	<u>\$114 25</u>
This account to be credited with articles sold.	\$164 40
To amount of Inventory, 1st October, 1837.	90 93
Profit on this account.	<u>\$141 08</u>

*Sundries Account.*

To amount of Inventory, 30th Sept. 1836.	\$787 77
Amount of charges to this account during the year.	4031 33
Whole amount,	\$4819 10
This account to be credited with work done, \$5768 21	
Amount of Inventory, 1st October 1837. 1000 89	6768 60
Profit on this account.	\$1949 50

*Interest Account.*

Amount credited to this account, being received.	\$30 88
Whole amount of earnings during the year.	\$13146 73
Whole amount of expense, exclusive of salaries.	6793 03
Gain or profit on Prison operations during the year.	\$6348 70
The amount of the salaries of the officers of the Prison for the same period being subtracted from the above, which is	4607 29
Leaves a balance in favor of the Prison, after paying all its expenses.	\$1741 41
By referring to last year's report, it may be seen that the Prison fell short of supporting itself and paying the expense of its officers.	\$1352 31
Which makes a difference in favor of the Prison between the year 1837 and the one preceding, of	\$3093 72
The amount of expense of the present year exceeding the former by nine hundred and seventy-three dollars and eight cents, is satisfactorily accounted for, to your committee, by the high price of provision, the increased amount of fuel consumed, the	

hiring of servants since the act of last winter, prohibiting the use of convicts out of their cells, and having to furnish each cell separately, and other parts of the prison with furniture this year, being the first year of the operations of the new Penitentiary.

There were confined in the State Prison on the 1st October, A. D. 1836.

113 prisoners.

Since that period, there were received in prison,

63

Making together,

176

Discharged during the same period, *viz* :

By expiration of sentence, 17

By pardon from the Governor and Council, 17

Died at the old Prison, (3d Oct. 1836,) 1

35

Total in confinement on 30th Sept. 1837.

141

91 of which are white males.

1 do. is do. female.

45 do. are colored males.

4 do. do. do. females.

On the 1st day of October, 1837, there were confined in the prison, one hundred and forty-one prisoners; of these, one was nine years old when received in prison, twenty-two between the age of 10 and 20, sixty-four between 20 and 30, thirty-five between 30 and 40, nine between 40 and 50, nine between 50 and 60, and one 62 years of age; ninety-one of which are white males, one white female, forty-five colored males, and four colored females. Seventy-one are natives of New-Jersey, eight of Pennsylvania, six of Delaware, three of Maryland, one of Baltimore, one of Kentucky, one of Michigan, two of Virginia, one of Massachusetts, one of Vermont, two of Connecticut, fifteen of New-York, one of Upper Canada, one of the province of New-Brunswick, one of the West Indies, thirteen of England, eight of Ireland, one of Scotland, three of France, and one of Poland; of which one was received in the year 1825, two in 1827, one in 1829, three in 1830, seven in 1831, four in 1832, ten in 1833, nine in 1834

twenty-seven in 1835, thirty-four in 1836, and forty-three in 1837. Of their crimes ; 34 were committed for burglary, 22 for larceny, 26 for misdemeanors, 17 for grand larceny, 8 for assault and battery, 7 for assault and battery with intent to commit a rape, 2 for rape, 5 for burning, 2 for forgery, 3 for assault with intent to kill, 4 for manslaughter, 1 for polygamy, 1 for sodomy, 4 for passing counterfeit bills, 1 for attempting to poison, 1 for over-drawing with intent to defraud "The Bank at Paterson," 1 for perjury, 1 for breaking jail, and 1 for receiving stolen goods ; two of which were sentenced for] nine months, thirteen for 1 year 1 day, one for one year 1 month, four for 1 year 6 months, twenty for 2 years, one for 2 years 2 days, twenty-seven for 3 years, one for 3 years 1 day, ten for 4 years, one for 4 years and 6 months, fifteen for 5 years, four for 6 years, ten for 7 years, four for 8 years, twelve for 10 years, one for 10 years 2 days, seven for 15 years, two for 12 years, two for 20 years, one for 21 years, and one for 24 years. Of their commitments ; 123 are committed for the first offence, 16 for the second, 1 for the third, and 1 for the fifth. Of the whole number, 11 have been sent from the county of Bergen, 35 from Essex, 6 from Sussex, 10 from Morris, 7 from Warren, 4 from Somerset, 9 from Middlesex, 11 from Monmouth, 4 from Hunterdon, 15 from Burlington, 17 from Gloucester, 1 from Salem, 5 from the city of Trenton, 1 from Passaic, 4 from Cape May, and one United States prisoner from the District of New Jersey.

There has none finally escaped during the year, and but one died, and that at the old prison before their removal to the new one. Seventeen have been discharged by expiration of sentence, and seventeen by pardon from the Governor and Council.

All which is most respectfully submitted.

JOHN J. CHETWOOD,      }  
LEWIS M. WALKER,      } Committee of Council.

JOSEPH W. COOPER,  
JOHN HULL,  
SAMUEL MAIRS,  
DAVID WHITEKAR,  
EDMUND T. WILLIAMS,      }  
                                    } Committee of Assembly.

*Trenton, Nov. 9, 1837.*

TO THE BOARD OF INSPECTORS OF THE NEW-JERSEY PENITENTIARY :

GENTLEMEN—An unusual degree of health generally, in this district of country, has been attended with similar results within the precincts of the New-Jersey Prison ; and I do not know as yet whether the cell confinement may not be as healthy as a more free and open space was formerly. In corroboration of which I have only to state, that no death has taken place within the walls, since the removal to the new prison.

JAMES T. CLARKE.

*State Prison, Nov. 6, 1837.*

## TO THE BOARD OF INSPECTORS OF THE NEW-JERSEY PENITENTIARY :

The Keeper respectfully reports—That,  
The whole amount of earnings during the year are  
And that of the expense, exclusive of the salaries,

\$13146 73  
6798 03

---

Leaving a balance in favor of the Prison for the  
present year, of  
Being the amount over and above the expense of  
keeping the prisoners for the year ending Sep-  
tember 30, 1837.

\$6348 70

The amount of the salaries of the officers of the  
prison for the same period being subtracted  
from the above, which is

\$4607 29

---

Shows a balance of  
in favor of the prison after paying all its ex-  
penses.

1741 41

By referring to last year's report, it may be seen  
that the prison fell short of supporting itself and  
paying the expense of its officers,

\$1352 31

Which makes a difference in favor of the prison,  
between the year 1837, and the one preceding, of  
although the expense of the present year exceeds  
the former, by \$973 08, which is to be account-  
ed for by the high price of provision, the in-  
creased amount of fuel consumed, and the hi-  
ring of servants since the act of last winter,  
prohibiting the use of convicts out of their  
cells, and having to furnish each cell separately,  
and other parts of the prison with furniture,  
this year being the first of the operations of the  
new prison, may account for the difference be-  
tween this and the last year's Inventory.

\$3093 72

As it respects the health of the prisoners, we have cause to be grateful to a kind and gracious Providence, that we have been unusually favored. We have had but little sickness, and no death, since our removal to the new prison, and but one during the whole year, and that at the old prison, on the 3d October, 1836; and in respect to their behaviour, with few exceptions, they have been orderly.

In respect to the discipline, it is mild and humane. We find that the milder punishments, such as depriving the convicts of light, of work, and of food, have the best effect, and seldom fail to bring the most refractory to submission.

Respecting the moral and religious instruction, every convict is supplied with a bible; and every week religious books and tracts, such as we have, are given to them; and almost every Sabbath they have preaching by the clergy of the city of Trenton, viz: the Rev. Messrs. Yeomans, Starr, Smalts, Dandy, Huntington, Fitch, Atwood and Webster, who deserve the thanks of the officers of the institution; and there have been other pious persons, particularly members of the Friends' Society, who have manifested a concern for them, by visiting and speaking to their profit and manifest comfort. It is believed that it would add to the morals of the convicts if they had a greater variety of moral and religious books to read, and should the Keeper be authorized by law to purchase them, to be kept for that purpose, it might not only add to their comfort, but enable them to be a greater benefit to society when discharged.

All which is respectfully submitted.

JOSEPH A. YARD, *Keeper.*

TO THE HONORABLE THE LEGISLATURE OF THE STATE OF NEW-JERSEY :

The Inspectors of the new State Penitentiary in obedience to the requirements of section 1, article 1, of "an act for the regulation of the State Penitentiary," passed, March 15th, 1837; Respectfully ask leave to report :

That on the first day of October, 1836, (the commencement of the fiscal year) the whole number of prisoners remaining in confinement in the old Penitentiary, amounted to 113, which number had increased to —— on the 24th of the same month, when they were removed to the new state penitentiary, placed immediately in separate confinement, and put to labor, as soon as the several cells could be furnished and fitted up for that purpose ; with the exception of about 17 men who were employed by the commissioner for the erection of the new penitentiary, under the authority of the act of 27th of February, 1833 ; and a few who were employed through the day, in cooking, baking, washing, &c. for the prisoners.

The law of March 15th, 1837, which prohibits the employing any convict, as cook, clerk, or servant, in the prison, rendered it necessary for the Board to authorize such alterations to be made as would enable the principal keeper to have the baking and washing done by two of the convicts, in the shops adjoining their cells ; and also to sanction the employing three servants, one as cook for the prisoners, one as engineer, and one to do the outdoor labor in the yard. Since that period, the Pennsylvania system of separate confinement with labor, and occasional religious and moral instruction, has been carried out as far as practicable, in the new state penitentiary ; and has thus far more than realized our hopes and expectations.

The close of the year, on the 30th of September, 1837, found us with the number of prisoners in confinement here, increased to 141 ; exclusive of 17 who have been discharged by expiration of sentence, 17 by pardon from the Governor and Council, and one who died in the

old prison, before his removal here ; from which it will be seen, that the commitments to the new state penitentiary within the year, have amounted to 63.

Of those in confinement, on the 1st day of October, 1837, one was nine years old when received in prison, 22 between the ages of 10 and 20, 64 between 20 and 30, 35 between 30 and 40, 9 between 40 and 50, 9 between 50 and 60, and one 62 years of age ; ninety-one of which are white males, one white female, forty-five colored males, and four colored females.

Seventy-one are natives of New-Jersey, eight of Pennsylvania, six of Delaware, four of Maryland, one of Kentucky, one of Michigan, two of Virginia, one of Massachusetts, one of Vermont, two of Connecticut, fifteen of New-York, one of Upper Canada, one of the province of New-Brunswick, one of the West Indies, thirteen of England, eight of Ireland, one of Scotland, three of France, and one of Poland ; of which, one was received in the year 1825, two in 1827, one in 1829, three in 1830, seven in 1831, four in 1832, ten in 1833, nine in 1834, twenty-seven in 1835, thirty-four in 1836, and forty-three in 1837. Of their crimes ; 26 were committed for misdemeanors, 34 for burglary, 22 for larceny, 17 for grand larceny, 8 for assault and battery, 7 for assault and battery with intent to commit a rape, 2 for rape, 5 for burning, 2 for forgery, 3 for assault with intent to kill, 4 for manslaughter, 1 for polygamy, 1 for sodomy, 4 for passing counterfeit bills, 1 for attempting to poison, 1 for overdrawing with intent to defraud "The —— at Paterson," 1 for perjury, 1 for breaking jail, and one for receiving stolen goods.

Two of which were sentenced for 9 months, thirteen for 1 year 1 day, one for 1 year 1 month, four for 1 year 6 months, twenty-two for 2 years, one for 2 years 2 days, twenty-seven for three years, one for 3 years 1 day, ten for 4 years, one for 4 years 6 months, fifteen for 5 years, four for 6 years, ten for 7 years, four for 8 years, twelve for ten years, one for 10 years 2 days, two for 12 years, seven for 15 years, two for 20 years, one for 21 years, and one for 24 years.

Of their commitment ; 123 are committed for the first offence, 16 for the second, 1 for the third, and 1 for the fifth.

Of the whole number, 11 have been sent from the county of Bergen, 35 from Essex, 6 from Sussex, 10 from Morris, 7 from Warren, 4 from Somerset, 9 from Middlesex, 11 from Monmouth, 9 from Hunterdon, (including 5 from the city of Trenton,) 15 from Burlington, 17 from Gloucester, 4 from Salem, 1 from Passaic, 1 from Cape May, and 1 United States prisoner from the District of New-Jersey.

No final escape has occurred during the year.

Of those now in confinement, as near as we can ascertain, 17 have

had a good education, 89 can barely read and write, the remaining 35 can neither read nor write ; of these one is partially insane, and one idiot ; to whom it is earnestly, but respectfully requested, that executive clemency may be extended.

It will be perceived, by the account of the receipts and expenditures of the penitentiary for the year, that notwithstanding the difficulties attending the removal of the convicts ; the loss of time in fitting up and furnishing the new cells for them to pursue their respective trades in ; the alterations made at considerable loss of time, in consequence of the law of the fifteenth of March last ; and in addition to this, the difficulties to be encountered, in common with the rest of the community, in the increased high price of every article furnished for the support of the convicts ; the diminished demand for their labor, and the consequent diminished price paid for that labor, in some instances ; still, the earnings of the prisoners, in the new state penitentiary, in the first year of its operations, have paid all the current expenses for the same period ; including the salaries of all its officers, assistants and servants, amounting to four thousand six hundred and seven dollars, twenty-nine cents ; and has a balance standing in favor of the labor of the convicts, after paying all its expenses, of over one thousand seven hundred dollars : and this too without an instance of oppression, within our knowledge ; and with a milder system of treatment than could possibly be introduced into the old prison. We think that we may safely congratulate the Honorable the Legislature, in the pleasing prospect, that the new state Penitentiary, under proper and judicious management, is not likely hereafter to become a burden upon the community.

It will naturally be inquired, how has this been accomplished ? We answer, by the conscientious fidelity with which, (as we believe) the principal Keeper has discharged his duty to the state ; in the judicious and systematic arrangement and employment of the convicts, aided by experienced and intelligent mechanics as assistant keepers, men who know their duty, and who have performed it faithfully.

The great advantage of employing as assistant keepers, men who are capable of instructing the convicts placed under their particular care, in the different mechanical branches which have been introduced into the new penitentiary, has been strikingly apparent : and has certainly been attended with the most beneficial results during the past year ; not only to the pecuniary interests of the institution, but to the peaceable and orderly conduct of the convicts generally ; and the system, good order, and cleanliness, visible throughout the whole ranges of cells, may be attributed to a praiseworthy rivalry between the different assistant keepers, in regard to the cells of which they have the particular charge, and the responsibility which rests upon each of them.

the Principal Keeper, of giving constant and unremitting attention and instruction to the convicts committed to their care. From the whole of our observations throughout the year, we are irresistibly led to the conclusion, that it has been owing to the practical knowledge and experience of the Principal Keeper and his assistants, in prison discipline, carried faithfully into every cell, that the new penitentiary has made so successful an effort in its infant state, to carry out the Pennsylvania system of separate confinement, with labor and occasional instruction, to an extent far beyond the hopes of its most ardent friends.

The masterly manner in which the clerk of the Institution has performed the laborious and perplexing duties of his office, coming, as it does, immediately before the honorable the committee on the accounts of the prison, requires no comment of ours ; we would respectfully leave that duty for them to perform.

In closing this branch of our report, it is worthy of remark that there has not been a single complaint made to the Board, of neglect of duty, or disobedience of orders, against any of the officers of the institution during the year. The law of the 15th of March has been our guide, and a strict observance of it, by the different officers, precluded the necessity of the Inspectors reporting any farther rules for the government of the prison.

In performance of the "further duties" enjoined upon the Board of Inspectors, we would respectfully state :

That an intercourse of two years and upwards, as Inspectors in the old prison, had long since convinced us of the immense, the incalculable evil to society, resulting from social, or promiscuous labor in that institution, and in all others conducted upon the same principle. We believe it to be beyond the power of human effort, to put a stop to the moral pestilence, where vice, in all its contaminating and seducing forms, is permitted to mingle together in the prison yard, or workshop, from day to day : where the novice in crime, or the unfortunate misguided victim of momentary passion, is placed, (often from necessity,) in the same cell at night, or at the same work bench through the day, with the vilest felon. The pernicious effects of such associations are but too visible, in the alarming increase of crime throughout the country within the last fifteen years.

But we feel a peculiar pleasure in having it in our power, even in the infant state of the new penitentiary, to bear testimony to the beneficial effects of the Pennsylvania system, upon the minds and morals of many of the convicts, who had been sentenced to, and spent years in, the old prison, and who were removed here in October, 1836. We cannot forbear noticing, the striking contrast between their abandoned conduct exhibited there, and their orderly deportment after a year's

confinement here. Our frequent visits to their cells, enable us to state from personal observation, the visible improvement in the whole tenor of their conduct. Some of the most hardened and vicious desperadoes in the old prison, the ringleaders in riot and disorder, whose ferocious looks spoke vengeance to the keepers, and whose minds were occupied day and night in hatching plots for insurrection; and keeping the officers in a continual state of alarm; now, from the salutary restraints of the Pennsylvania system for one year, these very men show, (to all human appearance) a subdued temper, and yield to the firm, persuasive, moral treatment, adopted in the new penitentiary: with but a few exceptions, every convict removed here who can read, bear unequivocal evidence of their improved condition, and almost to a man, regret that they ever were placed at social labor; dreading to meet again with their old associates in crime, after the expiration of their sentence.

This simple fact alone speaks volumes as to the vast superiority of separate confinement, with labor and instruction, in ameliorating the condition of the convict, over every other system of prison discipline that we have any knowledge of.

Amongst the numerous advantages of this system, the following might be mentioned. The isolated situation of the convict, affords the keeper the very best opportunity to study and know his disposition, his character, and his propensities, and to regulate his treatment of him accordingly; besides, there is no means by which any of the convicts, in the adjoining cells, can interfere with, or operate against, this judicious course of treatment; add to this, the strict privation of intercourse, from every human being, except the officers in the daily discharge of their duties or the casual appearance of an "official visiter;" the unhappy man, cut off thus from the world, is thrown back upon himself, and sooner or later the "monitor" placed within will speak. In proof of this, we have witnessed, (in a visit to one of the cells but a few days since) the powerful athletic frame tremble in agony, and the big pearly drops, steal down the manly cheek, whilst the conscience-stricken convict, in deep distress of mind, related to us his first departure from the path of duty, in "despising a mother's advice," and "disregarding a father's authority;" and this, the small commencement of a career of crime, which has terminated in the lonely cell of a prison.

In solitary confinement here, every prisoner who can read, has placed within his reach "the word of Life, which is able to make wise unto salvation;" and we have good reason to believe, that not a few of these unfortunate men, peruse it daily to advantage, as their orderly conduct abundantly testifies.

We have watched with deep solicitude, the conduct of those who have been committed to the new Penitentiary within the past year, for the first offence, *who can read*; and thus far, both from the report of the principal and assistant keepers, and our own personal observation, we are inclined to think favorably. We know that the natural associate of solitude is reflection, and when a convict is once brought seriously to reflect upon his past conduct, with wholesome admonition, and the bible for his constant companion, we would be deficient in charity, were we to consider his case as hopeless.

But, when we turn to the moral desolation too glaring in those cells, where the miserable inmate has never been blessed with even the rudiments of moral culture; would you witness the stern severity of the Pennsylvania system of separate confinement with labor, in its most appalling form, you will find it there; where the unfortunate victim of neglected education, is placed by his violation of a law of which perchance he is ignorant; without one ray of hope glimmering upon his benighted mind, save the occasional instruction he receives from the keepers, the casual official visitors who may chance to call upon him, or the distant voice of the minister of the Gospel, in his labor of love on the Sabbath afternoon; all else to him is one vast vacuum; the mind has nothing left to rest on for relief; labor and sleep are his only comforters; and in his distress of mind, he either sinks down into stupidity, an object more of pity than of punishment; or, reckless of life, in his narrow cell, he sets the majesty of the law at defiance, resists the authority of his keepers, and subjects himself to the salutary restraints necessary to sustain good order in the institution.

Having stated facts, derived in a great measure from our own observation, we would respectfully submit the conclusions drawn from them. Convinced as we are of the superiority of the Pennsylvania system of separate confinement with labor combined, on the minds of the more enlightened convicts, we are well satisfied; that it cannot be considered as complete, until moral and religious instruction is carried daily into every cell in the new state penitentiary. We consider that the most benevolent feature in the system, is the moral reformation of the convict. But this cannot be effected, without the means to accomplish that end. And as, from the favorable operations of the Institution for the past year, we have reason to hope that (if prudently managed) it will hereafter sustain itself; we would respectfully suggest the appointment, (either by the Honorable the Legislature, or the board of inspectors,) of a suitable person, with a reasonable compensation, *as a teacher*, to give daily instruction to those of the convicts who cannot read; and also to the whole of the convicts, in the duties which they owe to their Creator, to society, and to themselves; one

who would lay sectarian feelings at the threshold of the prison, and enter upon his duties in this moral wilderness, with a persevering determination to impart, as far as in his power, useful instruction to those ignorant beings ; nor consider his labors as completed until he had taught each convict to read, for himself, the glad tidings of salvation. We believe that instruction of this nature, and carried out in this way, would do more towards reclaiming, and reforming the convicts, than the most polished, and eloquent discourses, delivered publicly, at stated periods.

If you would reach those benighted, abandoned immortals, effectually, it must be done in their cells.

While on this subject, we would ask leave to call the attention of the Honorable the Legislature, to the deficiency of books of instruction, for the use of the convicts who can read. It is true that every prisoner who can read, is provided with a bible in his cell ; still, there are some meritorious prisoners, to whom a change of reading, (after the labors of the day,) might be profitably extended. We are decidedly of the opinion, that a small amount might be appropriated to very great advantage, in the purchase of well selected moral and religious books, for the use of such prisoners, as by their good conduct and strict attention to business, might be considered as entitled to the use of them, as the reward of merit.

We lay the foregoing suggestions, before the Honorable the Legislature, with much diffidence ; yet we respectfully hope, that where tens of thousands have been lavished, upon exterior decorations for the noble edifice, in which those unfortunate and misguided men are incarcerated ; a sufficient amount of their own earnings, will be cheerfully appropriated, to afford them such moral and religious culture, as may, by the blessing of Divine Providence, fit them to mingle with society after the expiration of their sentences, improved in character, and determined to act the part of good citizens.

On the subject of pardons, we feel it our duty to offer a few remarks, and these shall be confined, chiefly to those convictions which took place to the old prison.

It will be recollectcd, that the insecure state of that building, and the frequent escapes of convicts from it, had so emboldened the prisoners, that during the last year which it was occupied, great fears were justly entertained for the safety of the lives of the officers and guard. From occasional information given to some of the assistant keepers, by the better disposed convicts, the principal keeper was enabled to take timely measures to check and prevent several premeditated insurrections ; which might, and in all probability would, have proved fatal to some of the keepers. It was hoped that the meritorious con-

duct of those convicts, would have been remembered favorably by the Honorable, the Governor and Council ; and we humbly conceive, that no injury would result to society now, by extending executive clemency to such of the convicts as had distinguished themselves, by their regard for the safety of the lives of the keepers and the welfare of the institution, at that trying period. When we consider also, the severity of separate confinement, compared with that of social labor, to which those convicts were sentenced to the old prison, we do cherish the hope that, where in addition to all this, sufficient evidence exists of moral reformation in those men, the period for which they were sentenced may be shortened by pardon.

As it respects the convictions to this prison, we are most decidedly of the opinion, that the hope of pardon operates unfavorably to the reformation of the convict. We believe, that every criminal sentenced here, should be made to understand distinctly, that the sentence of the court would be carried out in all its severity ; for whilst the hope of a pardon remains, the unhappy man clings to it, often to his own injury : experience has shown us, that it renders the prisoner less liable to receive or retain good impressions, from the means of instruction placed within his reach ; and has a tendency to harden the mind, against those admonitions which might, under a kind Providence, lay the foundation for repentance and reformation. The repeated solicitations made by convicts to the Inspectors on this subject, within the past year, incline us more and more to the belief, that except in cases where a prisoner has been sentenced upon circumstantial evidence, and positive proof of innocence has been afterwards obtained, the powers granted to the Governor and Council, by the 9th section of the Constitution, might be beneficially withheld from the convicts sentenced to this prison. In order to render punishment effectual, it must be certain.

The board of inspectors cannot but express their fears, that the sixth section of "A further supplement to the act for the punishment of crimes," passed March 15, 1837, will operate unfavorably to the interests and good order of this institution. We are well persuaded that no conviction here should be for a shorter period at least than one year. Were our county prisons constructed and arranged upon the plan of this prison, and all convictions for a shorter period than one year, at separate confinement and labor therein, our faith in the efficacy of this mode of punishment would almost lead us to the conclusion, that before the present generation passes away, many of these buildings would stand tenantless monuments, a terror to evil doers.— We would fondly cherish a hope that those counties which are about to build new prisons, will make the experiment.

It will be seen, from the number of prisoners, (141) compared with the number of cells and shops finished, that there were but three vacant cells on the 1st of October. Hence the imperious necessity of an immediate appropriation, to finish the remaining cells in the upper story of the south wing. It is matter of sincere regret that those cells were left unfinished by the commissioner, as it must be done at an increased expense to the state, and interfere very much with the police of the institution while finishing. We would respectfully solicit the earliest attention of the Honorable the Legislature, to this most necessary and important appropriation, as the increased number of prisoners which will necessarily be sent here under the law of March 15, 1837, will place it out of the power of the officers to carry the system of solitary confinement into operation for want of cells ; and compel them from necessity, to have recourse to the old, abominable system, which we hope may never be known here.

The employing the prisoners in such a way as to interfere as little as possible with mechanical labor out of the prison, has had its weight with the board, and they are happy to know that little, if any, prejudice exists against the manner in which they are employed.

It will be seen from the report of the Principal Keeper, and that of the Physician, to which we respectfully refer you, that the health of the prisoners has, during the past year, been unusually good. Our own observations lead us to the conclusion, that with the strict attention to cleanliness, in every respect, which is at present maintained, and a due regard paid to those changes of food, which the confined situation of the convicts requires, and which they have always enjoyed ; there is much less to apprehend from sickness, than where the whole inmates work and eat together, and are frequently crowded together at night.

Taking their own statements, they enjoy better health here than in the old prison, and although they consider the punishment of privation severe, they prefer their present situation. The fact that no death has occurred since their removal here in October 1836, with an average of about 130 prisoners, speaks well for the health of the prison.

We cannot consider our duties as performed, without noticing, with feelings of grateful respect, the christian spirit manifested by the ministers of the Gospel, in Trenton and its vicinity, to the inmates of the institution. Since it was first occupied, they have vied with each other in their attention to the immortal welfare of the prisoners on the Sabbath. "Verily they have their reward." And in connexion with this, we would express our thankful acknowledgements to those benevolent societies and individuals, who have favored the institution with books and tracts for the use of the prisoners.

In closing this report to the Honorable the Legislature, the board would respectfully invite their attention, while in the performance of their duties as "official visitors" to the new prison, to the manner in which some of our county prisons are kept. We believe that much might be done to ameliorate their condition, by making, as we have done, a strict enquiry from the sufferers themselves. The filthy condition of some, the brutal treatment received in others, and the want of discipline in most of them, is to be lamented. Whilst such a state of things exists in our county jails, we need not expect to attain that state of perfection in discipline here, which might naturally be hoped for, were prisoners from their apprehension to their removal here after sentence, kept in separate confinement and treated humanely. Our object in noticing it at this time, is to call public attention to the subject, and we trust we will not be considered as overstepping the bounds of official duty, in thus laying it before the representatives of the people of New-Jersey.

We are sincerely desirous to see every obstacle to the prosperity of this infant institution, removed out of the way; considering, as we do, that the Pennsylvania system of separate confinement, with labor and instruction, adopted here, is likely, ere long, to be the only one known to civilized society. At this period of its existence here, it requires cautious, mild treatment. Our hope for its welfare is in the combined wisdom of an intelligent Legislature, every member of which is its particular guardian; who we doubt not will extend to it that fostering care, which, under a benign and gracious Providence, may render its salutary discipline signally instrumental in restoring to society many of those wanderers from the paths of virtue and of peace, reformed and amended, living monuments of the wisdom, benevolence, and humanity of its founders.

Respectfully submitted,

MOSES WILLS,  
JOHN AARONSON,  
JOHN TITUS,  
ANDERSON LALOR.

JASON H. ROE, *Secretary.*

*New-Jersey Penitentiary, Nov. 6th, 1837.*

Which was read—and  
Ordered, To lie on the table.

Council then went into a Court of Appeals.  
After some time spent therein,  
Council came to order.

Mr. Thompson, with leave, offered the following :

Resolved, That the Doorkeeper be authorized to fit up the desks in the Oouncil Chamber to correspond with the new desks lately placed therein ; and also, to put what necessary repairs are wanting on the windows.

Council adjourned to ten o'clock to-morrow morning.

FRIDAY, November 10, 1837.

*Ten o'clock Council met.*

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly had passed a bill entitled, "An Act to provide for an investigation of the condition of the Banks of this State, and for other purposes,"

And a bill entitled,

"A further supplement to the act entitled, An act making lands liable to be sold for the payment of debts, passed Feb. eighteenth, seventeen hundred and ninety-nine."

Also, a Joint Resolution appropriating a sum of money to be used by the Librarian for fitting up the Library Room.

To which Bills and Joint Resolution

The assent of Council is requested.

Also, That the House of Assembly are ready to go into Joint Meeting to appoint a Treasurer, Inspectors and Keeper of the State Prison,

and such other officers as may be deemed necessary, and request Council to name the time and place.

The bill from the House of Assembly entitled,

“A further supplement to an act entitled, An act making lands liable to be sold for the payment of debts, passed February eighteen, seventeen hundred and ninety-nine,”

Was read—and

Ordered, A second reading.

Ordered, That said bill be referred to the Committee on the Judiciary.

The bill from the House of Assembly entitled,

“An act to provide for an investigation of the condition of the Banks of this State, and for other purposes,”

Which was read—

Ordered, That said bill have a second reading.

Ordered, That said bill be

Referred to the Committee on the subject of the embarrassments of the country.

The Joint Resolution from the House of Assembly

“Appropriating a sum of money to be used by the Librarian for fitting up the Library Room,

Was read—

Ordered, That said Joint Resolution have a second reading.

Mr. Vice-President offered the following :

“Resolved, That the Secretary inform the House of Assembly that Council will be ready to go into Joint Meeting for the appointment of Treasurer, Inspectors and Keeper of the State Prison, and such other officers as may be deemed necessary, on Tuesday morning, the 14th instant, at 10 o'clock, in the Assembly Room.

The Yeas and Nays thereon being required to be entered on the Journal were as follows, viz :

YEAS.

Messrs. McDowell, Dayton, Kirkpatrick, Smallwood;	Reeve, Brittin, Irck, Parsons, (V. P.)—s.
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NAYS.

Messrs. Demarest, Chetwood, Thompson, Moore,	Stratton, Morris, Kennedy, Walker.—s.
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There appearing to be a tie, the President gave the casting vote in the affirmative.

So that the said Resolution was

Agreed to.

Ordered, That 100 copies of the bill from the House of Assembly entitled,

“An act to provide for an investigation of the condition of the Banks of this State, and for other purposes,”

Be printed for the use of Council.

Mr. Dayton, from the Committee on the Judiciary, to whom had been referred the bill from the House of Assembly, entitled,

“An act to authorize Eli F. Cooley and Symmes C. Henry, guardians of Jacob V., Sarah, Isaac, and Hannah M. Scudder, minor children of Isaac Scudder, late of the county of Middlesex, deceased, to make sale of Wood and Timber on the premises of said Wards, in said county,”

Reported a bill,

Without amendment.

Mr. Dayton, from the same Committee, to whom had been referred the bill entitled,

An act to divorce Elizabeth S. Chamberlain from her husband Joseph Chamberlain,

Reported the same,

Which was read, amended—and

Ordered, To be engrossed for a third reading.

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Mr. Dayton, from the Committee to whom had been referred the bill entitled,

“An act to repeal an act entitled, An act to authorize the sale of the real estate of Harmonus Spear, late of the township of Bloomfield, in the county of Essex, deceased,”

Reported the same without amendment.

Mr. Dayton, from the Special Committee on the embarrassed state of the country, to whom had been referred the bill from the House of Assembly entitled,

“An act to provide for an investigation of the condition of the Banks of this State, and for other purposes,”

Reported the same without amendment.

Council then went into a Court of Appeals, and after some time spent therein,

Council came to order.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed the following bills from Council, viz :

“An act supplementary to an act entitled, An act for the relief of Bartholomew Lott, passed March thirteenth, one thousand eight hundred and thirty-seven.”

“An act to authorize Woodward Warrick, Administrator, with the will annexed, of William Warrick, late of the county of Gloucester, in the State of New-Jersey, to sell and convey certain real estate,”

“An act to authorize John J. Reid, Administrator, and Margaret Reid, Administratrix, of Stephen Conover, deceased, to execute a certain contract made with John T. Duncan, of the county of Middlesex, for the sale of certain Real Estate,”

Without amendment.

And that the House of Assembly had also passed the bill from Council entitled,

“A supplement to the act entitled, An act to incorporate the New-

Versey Rail Road and Transportation Company, passed 8th of March, 1832,"

With amendments—

To which amendments the assent of Council was requested.

The amendments made by the House of Assembly to the bill entitled, "A supplement to the act entitled, An act to incorporate the New-Jersey Rail Road and Transportation Company, passed 8th of March, 1832,"

Were read—and

Agreed to.

Ordered, That said bill be re-engrossed, and have a third reading.

Council adjourned till ten o'clock to-morrow morning.

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SATURDAY, November 11, 1837.

*Ten o'clock Council met.*

Mr. Dayton, from the Judiciary Committee, to whom was referred the bill from the House of Assembly entitled,

"A further supplement to the act entitled, 'An act making lands liable to be sold for the payment of debts, passed Feb. eighteenth, seventeen hundred and ninety-nine.'"

Reported the same without amendment.

The re-engrossed bill entitled,

"A supplement to the act entitled, 'An act to incorporate the New-Jersey Rail Road and Transportation Company, passed the eighth day of March, eighteen hundred and thirty-two,'"

Was read a third time.

On the question, "Shall this re-engrossed bill pass?"

It was determined in the affirmative by the votes of all the members present, viz :

## YEAS.

Messrs. Demarest,  
Chetwood,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to the amendments made by the House of Assembly to said bill, and have ordered the same to be re-engrossed.

The engrossed bill entitled,

An act to divorce Elizabeth S. Chamberlain from her husband Joseph Chamberlain,

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

## YEAS.

Messrs. Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Brittin,

Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—9.

## NAYS.

Messrs. Demarest,  
Chetwood,  
Reeve,

Thompson,  
Moore.—5.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

"An act to authorize Eli F. Cooley and Symmes C. Henry, guardians of Jacob V., Sarah, Isaac, and Hannah M. Scudder, minor children of Isaac Scudder, late of the county of Middlesex, deceased, to make sale of Wood and Timber on the premises of said Wards. in said county,"

Was read, considered—and

Postponed.

The bill from the House of Assembly entitled,

"An Act to provide for an investigation of the condition of the Banks of this State, and for other purposes,"

Was read a second time—and

Considered by sections.

The first section being under consideration, the Yeas and Nays were called for by Mr. Morris, and were as follows :

YEAS.

Messrs. Chetwood,  
Dayton,  
Kirkpatrick,  
Irck,  
Reeve,

Thompson,  
Brittin,  
Parsons, (V. P.)  
Smallwood.—9.

NAYS.

Messrs. Demarest,  
Moore,  
Morris,

Kennedy,  
Walker.—5.

So the first section was agreed to.

The second section being under consideration, the Yeas and Nays were called for, and were as follows :

YEAS.

Messrs. Demarest,  
Chetwood,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

So the second section was agreed to.

The remaining sections having been considered and agreed to, it was Ordered, That the bill have a third reading.

The fifteenth rule having been dispensed with (two-thirds of Council concurring).

The bill was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative, as follows, viz:

YEAS.

Messrs. Chetwood,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—9.

NAYS.

Messrs. Demarest,  
Moore,  
Morris,

Kennedy,  
Walker.—5.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council,

That the House of Assembly had passed the following bill from Council, viz:

“An act for the relief of David Whitehead, of the county of Essex.”

Without amendment.

Also, the Joint Resolution from Council relative to the printing of the Reports of the Supreme Court,

With an amendment.

To which amendment the assent of Council was requested.

Also, that the House of Assembly had passed a Joint Resolution authorizing the Vice-President of Council, and the Speaker of the House of Assembly, to employ M. K. Kellogg to paint the portrait of Washington.

To which bill the assent of Council was requested.

The amendment made by the House of Assembly to the Joint Resolution from Council, relative to the printing of the Reports of the Supreme Court,

Was taken up, considered—and  
Ordered, To lie on the table.

The Joint Resolution from the House of Assembly relative to the portrait of Washington,

Was read—and  
Ordered a second reading.

Mr. Smallwood, with leave, presented a bill entitled,  
"An act to repeal the first section of the act making provision for carrying into effect the act, for the Punishment of Crimes," passed the 23d of February, one thousand eight hundred and twenty-nine."

Which was read—and  
Ordered, That said bill have a second reading.  
Ordered, on motion of Mr. Irick, that when Council do adjourn it adjourns till Monday afternoon, at three o'clock.

Council adjourned to three o'clock on Monday afternoon.

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MONDAY, November 13, 1837.

*Three o'clock Council met.*

Mr. Chetwood called up the Joint Resolution in relation to printing the Reports of the Supreme Court—

Ordered, That Council disagree to the amendment made in the House of Assembly.

Ordered, That the Secretary inform the House of Assembly thereof.

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The Joint Resolution from the House of Assembly authorizing the fitting up of the Library Room,

Was read, agreed to—and

Ordered that said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of the Council concurring) and

The Joint Resolution from the House of Assembly

“Appropriating a sum of money to be used by the Librarian for fitting up the Library Room,”

Was read a third time.

On the question, Shall this Joint Resolution pass ?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,

Moore,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the President sign said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

Without amendment.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly had passed a bill entitled,

“An act making appropriations for the State Penitentiary.”

To which bill

The assent of Council is requested.

The bill from the House of Assembly entitled,

“An act making appropriations for the State Penitentiary,”

Was read—and

Ordered, A second reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring,) and

The bill from the House of Assembly entitled,  
 "An act making appropriations for the State Penitentiary,"  
 Was read a second time—and  
 Considered by sections.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The bill from the House of Assembly entitled,  
 "An act making appropriations for the State Penitentiary,"  
 Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,	Moore,
Chetwood,	Brittin,
McDowell,	Stratton,
Kirkpatrick,	Morris,
Irick,	Kennedy,
Smallwood,	Parsons, (V. P.)
Reeve,	Walker.—15.
Thompson,	

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The Joint Resolution from the House of Assembly relative to the portrait of Washington,

Was read—and

Ordered, To a third reading.

The Vice-President called up the Report of the Joint Committee appointed to settle the Accounts of the State Prison.

Ordered, That said Report be

Agreed to.

Mr. Chetwood called up the Report of the Joint Committee appointed to settle with the State Treasurer.

Ordered, that said Report be agreed to.

The bill from the House of Assembly entitled,

"A further supplement to an act entitled, An act making lands liable to be sold for the payment of debts, passed February eighteen, seventeen hundred and ninety-nine,"

Was read a second time and the consideration thereof progressed in.  
Ordered, That the further consideration of said bill be  
Postponed.

Ordered, That when Council do adjourn it adjourn to meet at *nine* o'clock, to-morrow-morning.

The bill from the House of Assembly entitled,  
"An act to authorize Eli F. Cooley, and Symmes C. Henry, guardians of Jacob V., Sarah, Isaac, and Hannah M. Scudder, minor children of Isaac Scudder, late of the county of Middlesex, deceased, to make sale of Wood and Timber on the premises of said Wards, in said county,"

Was read a second time—and  
Considered by sections.

Ordered, That said bill have a third reading.

Council adjourned to nine o'clock to-morrow morning.

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TUESDAY, November 14, 1837.

*Nine o'clock Council met.*

A message was received from the House of Assembly by Mr. Shreve, their Clerk, which informed Council that the House of Assembly have gone through their nominations for State and County Officers, and forwarded the list of nominations to Council.

Mr. Kirkpatrick, with leave, presented the following Resolutions :

WHEREAS, numerous Memorials have been addressed to this Legislature, by citizens of the State of New-Jersey, praying the repeal of the law prohibiting the issue by Banking Institutions of bills of a less

denomination than five dollars; and, complaining of the great inconvenience and evils resulting from the constrained use of the present unauthorized currency of the country;—

And, whereas, it appears that these complaints are well founded, and that relief in the premises ought to be granted—but, it being deemed most advisable to defer this measure to an early day of the next sitting of the Legislature, that the lately instituted investigation into the condition of the banks of this State may be known, so that a proper discrimination may be made between sound and unsound institutions, (if any of the latter class there be,) and that, none but those which are undoubtedly solvent, may be permitted to issue bills.

Resolved, That the Committee on the embarrassed state of the Country be instructed, and they hereby are instructed to prepare and report to Council at an early day of the next sitting, a bill authorizing the sound Banking Institutions of this State to issue bills of a less denomination than five dollars, under proper restrictions.

Which were severally read—and

Agreed to.

The Joint Resolution from the House of Assembly in relation to the portrait of Washington,

Was read.

Ordered, That the same be referred to a Special Committee of three.

Ordered, That Messrs. Chetwood, Irick and Kennedy, constitute that Committee.

The bill from the House of Assembly entitled,

“An act to authorize Eli F. Cooley and Symmes C. Henry, guardians of Jacob V., Sarah, Isaac and Hannah M. Scudder, minor children of Isaac Scudder, late of the county of Middlesex, deceased, to make sale of Wood and Timber on the premises of said Wards, in said county,”

Was read a third time.

On the question, shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

Council proceeded to make their nominations for Joint Meeting.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly had passed the following Resolutions, viz.:

## RESOLUTIONS.

WHEREAS, it is the right and duty of the people to express their opinions, in relation to public measures, and whereas, the peculiar and embarrassed condition of our public affairs, loudly demands an expression of the sentiments of the people of New-Jersey ; therefore,

1. Resolved, Council concurring, that it is the constitutional right and duty of Congress to provide for the safe-keeping and disposition of the public treasure ; and any act of the executive, whereby it is removed from the custody of those to whom Congress have confided it, is a violation of law and a dangerous abuse of power.

2. Resolved, That the resolution of the Senate of the U. States of the 28th of March, A. D. 1834, which declares "that the President, in the late executive proceedings in relation to the public revenue, assumed authority and power not conferred by the constitution and laws, but in derogation of both," meets the decided approbation of this legislature ; and we regard the expunging of that resolution from the journals of the Senate, as an open infraction of one of the plainest provisions of the Constitution, and of most dangerous tendency.

3. Resolved, That the claim and practice of the national executive, which regard all executive officers, and especially those to whom the public moneys are entrusted by law, as the mere agents of the President, whom he may on all occasions control and dismiss at his pleasure, are inconsistent with the republican principles of our institutions, an assumption of regal prerogative, and tend to the establishment of arbitrary government.

4. Resolved, That the circular letter from the Treasury Department, known as the "Specie Circular," and issued by direction of the Executive, was not justified by law, inexpedient in relation to the currency of the country, unjust in its operation on different sections of the Union, and in violation of the constitutional rights of the States and the people.

5. Resolved, That the removal of the public moneys from the deposit in which the law of the land required them to be kept, and where they were safe and available at all times, their deposite in banks not selected or authorized by Congress, or capable of performing the duties of fiscal agents of the government, the encouragement to them by the administration to enlarge their discounts and circulation and increase the paper money of the country, the countenance given to the creation of an immense amount of new banking capital by the states, the unnecessary, unwise and forced importation of specie from countries to which our own was indebted, and to which by the operations of commerce it must be restored, and the refusal to receive the ordinary

circulating medium for ducs to the government, constitute a succession of acts founded in ignorance of the condition and interests of the country, whose inevitable tendency was to derange the business and exchanges of the different portions of the Union, create distrust, embarrass every branch of industry, destroy the prosperity of the country, and oppress the laboring classes of the community ; and that, in the opinion of the people of this state, these acts of the government have destroyed the business of the nation, and are the immediate causes of the depreciated state of our circulating medium and of the universal distress of the community.

6. Resolved, That the recent act of Congress founded on the recommendation of the President, which withholds from the states nine millions of dollars, which had been pledged to them, disappointed the just expectation of the states, and was an unjust and unnecessary violation of faith, leading to consequences injurious to the states and the people.

7. Resolved, That the issue of ten millions of Treasury drafts to enable the Government to meet the expenses of its administration, is evidence of a wanton waste of the abundant revenues and resources of the nation, an unnecessary addition to the paper money of the country, and a violation of the professions and promises which have been made to the people.

8. Resolved, That this legislature look with alarm to the measures proposed and urged by the present national Executive, and in the name, and on the behalf of the people of this state, do most earnestly and solemnly protest against—

1st. The adoption of what is usually called the sub-treasury scheme, whereby all the public treasure will be in the hands of the officers of the government, to be kept and disbursed by them ; will be unsafe ; may be used for party and corrupt purposes ; and will augment the executive power to a dangerous extent ; inasmuch as the control of the whole treasure of the nation will, by the power of appointment and removal, be in the hands of the President alone.

2d. The establishment of the principle and practice of compelling all dues to the government and all debts from the government, to be paid in specie alone, because it will enable the government to obtain possession of a large proportion of the specie of the country, and thereby control at pleasure and destroy the circulating medium created by the states ; and it also establishes a most odious distinction between the people and those who held public office, inasmuch as the latter will receive for their salaries, and in payment for their services, gold and silver, while the labor of the people must be paid for in less valuable

paper, which the conduct of the government will more and more depreciate and render worthless.

3d. The passage of a special bankrupt law, applicable to state banks, because it violates the spirit of the Constitution of the United States, is partial in its application and interferes with the acknowledged rights of the states ; inasmuch as it assumes to the general government the power to dictate the terms on which corporations created by the states, shall be regulated and destroyed.

9. Resolved, That we regard these measures as ruinous to the best interests of our country, and dangerous to the existence of our republican institutions ; and we declare our solemn conviction, that they are decidedly disapproved by the people of this state, and that our representatives in both Houses of Congress will best conform their acts and votes to the wishes of their constituents by a faithful resistance to their adoption.

10. Resolved, That in his unwavering opposition to all the foregoing measures, his patriotic and eloquent support of the above recited resolution, and his untiring and able defence of the rights and interests of the states and the people, the Honorable Samuel L. Southard has discharged the duties of the statesman and the patriot, and entitled himself to our highest respect and warmest gratitude.

11. Resolved, That the conduct of the Representatives of this state in the present House of Representatives, merits and receives our decided and hearty approval.

12. Resolved, That the governor be requested to transmit a copy of these resolutions to each of our Senators and Representatives in Congress, with a request to present the same to both Houses.

To which they request the concurrence of Council.

Also, that the House of Assembly adhered to their amendment to the Joint Resolution relative to printing the Law Reports.

The resolutions from the House of Assembly were read—and  
On the question of agreeing to the same, the Yeas and Nays were demanded, and were as follows :

#### YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Kirkpatrick.—10.

## NAYS.

Messrs. Demarest,  
Moore,  
Stratton,

Morris,  
Kennedy,  
Walker.—6.

So the resolutions were agreed to.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to said Resolutions.

Mr. Chetwood moved the appointment of a Committee of Council to confer with a Committee of the House of Assembly on the subject of the disagreement of the two Houses in relation to the Resolution respecting the printing of the Law Reports.

Which was agreed to.

Ordered, That the Secretary inform the House of Assembly thereof, and request the House to appoint a correspondent committee.

The Vice-President appointed Messrs. Chetwood and Dayton said Committee.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly had passed

A bill entitled,

“An Act to defray incidental charges.”

To which the assent of Council was requested.

The bill from the House of Assembly entitled,  
“An act to defray incidental charges,”

Was read—

Ordered, That the same have a second reading.

The fifteenth Rule having been dispensed with,  
Said bill was taken up on its second reading,

The same having been considered by sections, it was

Ordered, A third reading.

The fifteenth Rule having been dispensed with,

Said bill was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary carry the same to the House of Assembly, and inform them of its passage by Council,

Without amendment.

Mr. Dayton, from the Committee on the Judiciary, to whom had

been referred the Joint Resolution relative to the suit between the State of New-Jersey and the Proprietors,

Reported the same with amendments.

Said Joint Resolution, as amended,

Was read—and

Ordered, A second reading.

The fifteenth Rule having been dispensed with,

Said Joint Resolution was read a second time.

Ordered, That said Joint Resolution have a third reading.

The fifteenth Rule having been dispensed with,

Said Joint Resolution was read a third time.

On the question, Shall this Joint Resolution pass?

It was decided in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

The Vice-President laid before Council the Bond of the Treasurer,  
Which was read—and  
Approved.

Ordered, That the Secretary carry said Bond to the House of Assembly.

The bill from the House of Assembly entitled,

“A further supplement to the act entitled, An act making lands liable to be sold for the payment of debts, passed Feb. eighteenth, seventeen hundred and ninety-nine.”

Was read a second time—

Considered by sections, and amended.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with,

Said bill was read a third time.

On the question, Shall this bill pass ?

It was decided in the affirmative by the votes of all the members present, as follows :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary carry the same to the House of Assembly, and inform the House that Council have passed said bill

With amendments,

To which amendments the assent of Council is requested.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed a Joint Resolution authorizing the Treasurer to borrow money.

Also, that the House had receded from their amendment made to the Joint Resolution relative to the printing of the Reports of the Supreme Court.

And have agreed to the said Joint Resolution,

With an amendment.

To which amendment the assent of Council is requested.

The Joint Resolution from the House of Assembly authorizing the Treasurer to borrow money,

Was read—and

Ordered, a second reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The Joint Resolution from the House of Assembly authorizing the Treasurer to borrow money,

Was read a second time—and

Considered.

Ordered, That said Joint Resolution have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The Joint Resolution from the House of Assembly authorizing the Treasurer to borrow money,

Was read a third time.

On the question, Shall this Joint Resolution pass?

It was determined in the affirmative by the votes of all the members present, viz :

### YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Irict,  
Smallwood,  
Reeve,  
Walker,

Chetwood,  
Thompson,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)—14.

Ordered, That the Vice-President sign said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

Without amendment.

The Joint Resolution from the House of Assembly in relation to printing the Reports of the Supreme Court,

Was read with the amendments.

Which amendments were

Agreed to.

And the same Ordered, To be engrossed for a third reading.

Council then went into a Court of Pardons,

And after some time spent therein,  
Council came to order.

The re-engrossed Joint Resolution in relation to the printing of the Reports of the Supreme Court,

Was read a third time.

On the question, Shall this Joint Resolution pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Thompson.  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to the amendment made in the House of Assembly, and that they have

Ordered, Said Joint Resolution to be re-engrossed.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House have agreed to the amendments made in Council to the Joint Resolution relative to the suit between the Lessees of the State of New-Jersey, and the Proprietors, and have

Ordered, Said Joint Resolution to be re-engrossed.

On motion of Mr. Vice-President, it was

Ordered, That when Council do adjourn it adjourn to nine o'clock, to-morrow morning.

Council adjourned to nine o'clock to-morrow morning.

WEDNESDAY, November 15, 1837.

*At nine o'clock Council met.*

Mr. Reeve presented a petition from sundry inhabitants of the county of Salem, praying for a repeal of the law which prohibits the issuing and circulation of small notes of the banks of this State.

Which petition was read—and  
Ordered, To lie on the table.

Mr. Chetwood, from the Special Committee to whom had been referred the Joint Resolution from the House of Assembly, for procuring a portrait of Washington, for the Council Chamber,

Reported the same,  
Without amendment.

Which Joint Resolution  
Was read a third time.

On the question, Shall this Joint Resolution pass ?  
It was determined in the negative by the following vote, viz :

YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Irick,

Stratton,  
Parsons, (V. P.)  
Walker.—7.

NAYS.

Messrs. Kirkpatrick,  
Smallwood,  
Reeve,

Thompson,  
Brittin.—5.

Ordered, That the Secretary inform the House of Assembly that Council have not agreed to the said Joint Resolution.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have agreed to the amendments made in Council to the bill entitled,

"A further supplement to an act entitled, An act making lands liable to be sold for the payment of debts, passed February eighteenth, seventeen hundred and ninety-nine,"

And have caused said bill to be re-engrossed.

And that the House of Assembly have passed a Joint Resolution appointing Josiah Harrison, of Camden, to print the first volume of Harrison's Reports of the Supreme Court.

Which Joint Resolution was read.

Ordered, That the same have a second reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The said Joint Resolution  
Was read a second time.

Ordered, That said Joint Resolution have a third reading.

The fifteenth Rule being dispensed with (two-thirds of Council concurring)

The said Joint Resolution  
Was read a third time.

On the question, Shall this Joint Resolution pass?

It was determined in the affirmative by the votes of all the members present, as follows :

### YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Stratton,  
Parsons, (V. P.)  
Walker.—12.

Ordered, That the Vice-President sign the said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

Without amendment.

Mr. Chetwood moved to re-consider the vote taken yesterday, agreeing to the concurring Resolutions respecting the policy of the General Government.

Ordered, That the vote of yesterday on said Resolutions be re-considered.

Said Resolutions were again read—

Amended, and entitled,

“Joint Resolutions respecting the policy of the General Government.”

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

Said Resolutions were read a third time.

On the question, Shall these Joint Resolutions pass?

It was decided in the affirmative by the votes of all the members present, as follows, viz :

#### YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,

Thompson,  
Brittin,  
Parsons, (V. P.)  
Reeve,  
Smallwood.—10.

Ordered, That the Vice President sign said Joint Resolutions.

Ordered, That the Secretary carry the same to the House of Assembly, inform them that Council have passed them,

With amendments.

To which amendments,

The assent of the House is requested.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have agreed to the amendments made in Council to the Joint Resolutions respecting the policy of the General Government—and have

Ordered, Said Joint Resolutions to be re-engrossed.

The House of Assembly, preceded by their Speaker, Lewis Condict, Esquire, came into the Council Chamber, and informed Council that the House of Assembly had adjourned to meet on the second Tuesday in January next, at three o'clock in the afternoon, at the State House in Trenton.

Whereupon, Council adjourned till the second Tuesday in January next, at three o'clock in the afternoon, at the State House in Trenton.

**JOURNAL**  
OF THE  
**PROCEEDINGS**  
OF THE  
**LEGISLATIVE COUNCIL,**  
OF THE  
**STATE OF NEW-JERSEY,**  
—  
**SECOND SITTING.**  
—

TRENTON, TUESDAY, January 9, 1838.

This being the day to which Council was adjourned, a quorum appeared—and

Council proceeded to business.

Mr. Smallwood offered the following Resolution :

Resolved, That the Secretary inform the House of Assembly that Council have met, formed a quorum, and have proceeded to business.

Which Resolution was read, considered—and

Agreed to.

A message was received from the House of Assembly by Mr. Shreve, their Clerk, informing Council that the House of Assembly have met, pursuant to adjournment, formed a quorum, and have proceeded to business.

Also, That the House of Assembly have passed a concurrent resolution, appointing a Joint Committee to inform the Governor that both Houses have met, pursuant to adjournment, and are ready to receive any communication he may be pleased to make, and have appointed Messrs. Emley, Flummerfelt, and Littell, members of said Committee, on their part, and request the concurrence of Council to said Resolution, and the appointment of members of said committee on the part of Council.

Which resolution was read, considered—and

Agreed to.

And Messrs. Reeve and Morris appointed members of said committee, on the part of Council.

Ordered, That the Secretary inform the House of Assembly thereof.

Council adjourned to ten o'clock to-morrow-morning.

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WEDNESDAY, January 10, 1888.

*Ten o'clock Council met.*

The Vice-President presented a petition from sundry inhabitants of the county of Passaic, praying for a repeal or suspension of the

“Act to prevent the issuing and circulation of small Notes for the payment of money” passed March 4th, 1885, which prevents the banks of this State from issuing notes of denominations below five dollars.

Which was read—and

Ordered, To lie on the table.

Mr. Reeve, from the Joint Committee appointed to inform the Governor that both Houses of the Legislature have met, pursuant to adjournment, and are ready to receive any communication he may be pleased to make,

Reported, That they had performed the duty assigned them ; and that the Governor would transmit his Message at eleven o'clock, this day.

Which report was

Agreed to.

Mr. Brittin presented the petition of sundry inhabitants of the county of Morris, praying the Legislature to grant no new Rail Road or Canal Charters, nor pass any supplement whatever to the old ones, without imposing upon said companies a restriction compelling them to close their operations upon Sundays, and that the violation of this restriction shall subject the said companies to a fine, to be recovered of them in a summary manner.

Which was read—and

Referred to the committee on Corporations.

Mr. Morris presented the petition of Stephen Trusdell, of the county of Sussex, a Soldier of the Revolution, asking for a pension.

Which was read—and

Referred to the committee on Claims and Revolutionary Pensions.

Mr. Smallwood presented a petition from David Rose, of Woodbury, in the county of Gloucester, for an act confirming the will of his father in relation to Real Estate, in New-Jersey.

Which was read—and

Referred to the committee on the Judiciary.

The following Message was received from the Governor by the hands of James Wilson, Esq. his private Secretary :

*To the Legislative Council*

*and General Assembly of the State of New-Jersey :*

**GENTLEMEN—**

As the usual topics of ordinary interest to the state were presented by the executive in his annual message, at the commencement of your session in October last, I consider it my duty to claim only so much of your attention, on this occasion, as present circumstances and the exigency of the times seem to require.

No subject possesses so much importance at this moment as the condition of the currency. To this all absorbing topic I invite the early and careful attention of the legislature. The embarrassments of the country, the depreciation of the circulating medium, its want of uniformity, the necessity imposed on the community to receive this unsound currency or to suspend business, all the evils consequent on the suspension of specie payments by the banks, conspire to give this subject a claim to your attention paramount to all others. The action of the government on the currency, strikes directly at the private interests of all classes of the community; and if a mistake be made, it must more or less derange all the operations of society, and it may be, prostrate the hopes and ruin the fortunes of thousands. The man who is honestly and laboriously engaged in the pursuits of business, may, by one rash movement in the government, without any just cause of reproach in himself, be disappointed in his most reasonable calculations and reduced to a state of ruin and despair. A deranged currency deranges every institution of the country that has relation to property: and without a due adjustment of it, it is impossible to distribute, in equal proportion, among the citizens, either the burdens or advantages of civil society. Want of uniformity in this particular, produces oppressions to which individuals can apply no remedy. Permanency and uniformity are indispensable qualities of a common standard of values, and nothing is so essential to the safety and facility of regular business as a steady, uniform course of public measures. "A mutable legislation," in the language of Chancellor Kent, "is attended with a formidable train of mischiefs to the community. It weakens the force and increases the intricacy of the laws, hurts credit, lessens the value of property, and is a constant source of anxiety and concern." In a word, no great improvement or laudable enterprize can go forward without the auspices of a steady system of public policy. How deeply is it to be regretted, therefore, that this most delicate subject should have been brought into the conflicts of party. We all know by sad experience how unfavorable seasons of feverish excitement are to the

discussion and settlement of any question, and especially of one which so seriously involves all the multifarious interests of society.

The early and settled policy of this country was undoubtedly that of a mixed currency : paper in the more extended operations of business, and gold and silver coin in the smaller transactions of life ; in other words, a paper currency based on specie. In less than three years after the Federal Government went into operation, when many of the framers of the constitution were in the public councils, a national bank was chartered by Congress and received the deliberate sanction of President Washington. The whole subject, the policy and the power of the government, was then thoroughly discussed, under the best possible circumstances for a just decision. There was then no organization of political parties, and rational and patriotic considerations alone prevailed during an investigation which terminated in the decision that the creation of a national bank was a measure authorized by the constitution and called for by the wants of the country. And surely no men could be more competent to give a just construction of the constitution, than those who made it, nor could any administration be more exempt from those influences which sometimes pervert the judgment than that of the father of his country during the first term of his service.

During the twenty years existence of the bank thus created, public and private credit was raised and regulated, and the finances of the nation were placed on a solid basis. We had a sound currency, uniform taxation, and stable exchanges. Political considerations prevailed to prevent the renewal of the charter on its expiration in 1811, and in a brief period after, the wholesome influence of the national institution was withdrawn, the state banks suspended specie payments, specie was completely driven out of circulation, ceased to be currency and became merchandize. An irredeemable paper currency soon filled all the channels of circulation, and the circulating medium became so disordered, the public finances so embarrassed and the public credit so impaired that the charter of the Bank was renewed by Congress under the advice of the most distinguished members of the republican party, and with the approbation and consent of the venerable Madison, as the only measure which could restore the currency and redeem the finances of the country from utter ruin. The wisdom of this measure was fully sustained by the results. Order was restored, specie payments were resumed, credit revived, the state banks were regulated, the rate of exchanges was reduced from five and fifteen to a mere fraction of one per cent., the funds of the government were transferred with scrupulous punctuality wherever required, free of ex-

pence, the business of the country became healthy and prosperous in all its relations, and for twenty years we enjoyed a sound and uniform currency, every where equivalent to gold and silver, and which it was impossible to improve.

Such were the condition and facilities of the country when the Federal administration entered upon the experiment of making a radical change. The result is before us; confusion and disorder have been sent into all the departments of business, and universal embarrassment prevails. That the destruction of the Bank of the United States, therefore, as a fiscal agent of the government gave the first blow to commercial credit, I entertain no doubt. To that cause, connected with circumstances growing out of it, in my judgment, are to be ascribed the distressing and overwhelming disasters which afflict the country. After so long an existence, after becoming the great channel through which the exchanges of the country were made, and inter-weaving itself into so great a part of the commerce of our citizens, it could not have been reasonably expected that the precipitate termination of the Bank would result otherwise than disastrously. The removal of the depositories to the State Banks, with the implied understanding that the money should be used by them, gave an undue spring to the naturally ardent and enterprising spirit of our people, induced extravagant issues, and led to speculations and excesses of every sort.— This money was suddenly recalled. The shock upon public credit was instantaneous and universal; distrust took the place of confidence and men of business stood appalled with the conviction that the commerce, the currency, and the moneyed institutions of the country, its credit, and their own credit, and fortunes, were thenceforth to depend upon the fluctuating opinions of party politicians.

The State Bank experiment, it is now declared, on all hands, has failed, and I feel well assured, if the government is satisfied, the banks themselves are. Considering the humiliating posture in which some of these institutions placed themselves to obtain a share of the public funds, it affords me some gratification to express my belief, that the deposite banks in this state never compromised their self-respect. That the placing of large sums of money in these banks under the circumstances, and the sudden and rapid withdrawal of it, should have embarrassed them, is no cause of wonder. I only wonder that they survived at all.

What course will next be taken with the public funds remains to be seen. I confidently believe that the people of this country have too high a regard for the security of their government, ever to sanction

the mischievous and preposterous scheme of making every petty officer a depository of its revenues. However upright the present incumbents may be, they are, according to modern interpretation, the instruments of the power that appoints them. And if the day should ever come, which Heaven forbid ! when our liberties shall be put in jeopardy, this system will prove, if adopted, the greatest curse ever inflicted on the country.

There is an extraordinary and predominant disposition to change, in our public councils. That we are governed too much, that too much has been done within the last few years, by those who exercise the functions of government, calculated to unsettle all those principles which long experience had fully proved to be sound, and tending to the establishment of new doctrines, and to create a restless changing spirit among the people, cannot be doubted. While I look at the uncertain aspect of the times, I could almost wish that in any form these disturbing, agitating questions might be put at rest. It is the solemn duty of every good citizen, at such a crisis, to exert himself in the station he may occupy, to restore the country to the safe paths of wisdom and experience. Whatever differences of opinion there may be concerning the causes of the present embarrassments, there can be no doubt but that it will require time and patience to bring back order to business—confidence must be revived, economy must be introduced, and become the order of the day ; and we must invite a return of those simple habits, so congenial to the spirit of our institutions, and so essential to the true happiness of man. Whoever expects to see an entire change in a day, or by a single act of legislation, will be disappointed. That the people will ultimately rise above their present misfortunes, even in the face of unwise legislation, I confidently believe. There is an elasticity as well as a momentum in the genius of trade, sufficiently powerful to overcome every obstacle.

There are only a few ways in which your legislation can bear on this interesting subject. The first and most direct relates to the banks, and to these I now invite your attention.

By the act passed at the last sitting, entitled "An act to provide for an investigation of the condition of the banks of this state and for other purposes," the legislature wisely provided for such an exhibition of the condition of the banks as would enable you to decide on the propriety and expediency of the course to be pursued at this time, for the security and convenience of the people. By that act no rights were compromised, but on the contrary, the rights and remedies of the people are expressly reserved. The banks are protected from the forfeiture of their charters arising from the suspension of specie payments, until

the termination of the present sitting of the legislature, unless a majority of the banks in the cities of New-York and Philadelphia, should before that time resume payment in specie, in which event it was made the duty of the Governor to make proclamation thereof, and the duty of the banks to resume within fifteen days thereafter. This act further provides, that the officers and directors, under oath, shall answer the interrogatories therein propounded, and which for that purpose, are to be forwarded to them by the Governor, and in addition that a monthly statement of the condition of the banks should be furnished the Treasurer, and by him published. Unless it was designed to put an end to the whole system of banking in the State, and require all the banks to wind up their affairs, which no man of reflection, who has at all considered the consequences of such a measure, could for a moment desire, it is difficult to imagine any more judicious measure. While the rights of no man are impaired, you have saved your own institutions from a forfeiture arising from a common calamity wholly beyond their power to avert, and have provided for the very object the public most desire, to wit: a full developement of their actual state and condition. I am happy to say that this law has, so far as I have had the means of judging, received very general approbation. Immediately after the passage of this act, my duty under it was performed by transmitting to each of the banks a copy of the interrogatories propounded. Answers to those interrogatories so far as received, are herewith respectfully presented. I recommend the careful examination of these answers to you all as a duty to the public, and as calculated to have a decided influence in your deliberations upon this all important subject. From the little opportunity I have had of looking into them, I am favorably impressed with one important fact. It appears that the banks, instead of availing themselves of the suspension, as was at first apprehended, to flood the country with increased issues of paper, have greatly diminished their circulation and curtailed their discounts. This prudent caution has been exercised no doubt with an eye to the resumption of specie payments, which is as essential to the true interests of the banks as to the public. That they must and will resume at no distant day, is now quite certain. Nothing can excuse a continuance in their present state a day longer, except the necessity of the case, and notwithstanding any prejudice which may exist on this subject, I have the confidence in the banking institutions of our state, and in the men who conduct them, to believe that they will do so at the earliest practicable period. It is the duty of the legislature, it is the duty of the banks, and of every man in society, to co-operate in bringing about so desirable a result. Can the banks of this state return to

specie payments alone, or until the larger institutions in the great emporiums of trade shall lead the way? It is my firm conviction that they cannot, without hazarding the greater calamity of a second suspension, a disaster every way to be deprecated. From looking carefully at the act before referred to, I do not see why a continuance of the first section for a longer period may not answer all the purposes of legislation on this subject, unless before the close of your present sitting, a general resumption by the banks in other states should supersede the necessity of any further action on the subject.

The next important subject to which your attention will be asked by the people, concerns the expediency of repealing the act restraining the banks from issuing bills of a less denomination than five dollars. Without entering into the question how far that law may or may not have been wise under a state of things formerly existing, I have no hesitation in saying that there is in my judgment, a public necessity for its repeal, at least for the present. It can be revived at any time hereafter, if thought advisable. It is a singular fact, that the banks of this state, which now pay into the treasury annually, a tax of rising \$22,000 for their privileges, have been prohibited by the course of legislation from circulating small bills, while the banks of other states, which pay us nothing, and of whose solvency the public have no knowledge, occupy almost exclusively the circulation of the state. It should be remembered also, that by the charters of most of our banks, the directors are personally responsible for the redemption of the bills, which affords an additional security to the public. I cannot entertain a doubt that the issuing of small bills by the banks will greatly facilitate the great object now to be attained, that of resuming specie payments. The demand for specie would be proportionably diminished.

I leave this whole subject to your sound discretion, desiring no further respect for the suggestions here made than such as in your enlightened judgments they may seem to demand. They proceed upon the presumption of your being satisfied of the soundness of the banks. If any should prove otherwise the public should be promptly protected against their issues.

I regret it is not in my power to present you with a more favorable statement of the condition of the treasury. I find the State indebted to the school fund, in the sum of \$62,095 65, besides interest. Of this sum \$48,317 25 has been borrowed from time to time for the completion of the State prison, and the residue \$13,778 40 has been borrowed during the past year for the support of Government. In addition to this there are claims on the Treasury for the last year, which have already been presented to the amount of \$7,239 29. To place

the Treasury on a proper footing, you will find it, I think, indispensable to raise the usual amount of \$40,000 by tax; and as collections from that quarter will not be received until a year from this time, the Treasurer must be authorized in the meantime, to anticipate so much of those funds as he may have occasion to use, by loan. I do not enter into particulars, as you will, no doubt, according to common practice, require a statement from the Treasurer on this whole subject. It is very desirable that the legislature should, as soon as the same can reasonably be done, provide means in advance for the payment of all legal and just demands on the Treasurer, without obliging that officer to borrow money.

There has been for some years an increasing disposition, in many parts of the state, to reform the judiciary; and certainly no subject has a stronger claim to your consideration. The difficulty always has been to agree on a plan. For my own part, I cannot consent to disturb in any manner, the present Court of Common Pleas. That court should be left with its present jurisdiction and powers. I would suggest whether all the objects of the proposed changes, might not be attained, by increasing the number of justices of the Supreme Court, and requiring them to hold four circuits instead of two annually, in each county. There is great delay to the suitor, under the present system, by holding circuits half yearly instead of quarterly. I would further recommend, that the law should be so modified as to allow the successful party the same costs in the Supreme Court as in the Common Pleas, in case of a recovery of an amount over one hundred dollars and not exceeding two hundred dollars. This slight modification, I do not doubt, would remedy all the evils in the system now complained of.

I unite in the suggestions heretofore made to the legislature on the impropriety of changing the intention of last wills and testaments, by legislation. The frequent solicitations for this purpose of late, should excite your serious attention to the subject. The right to dispose of his property at death by will, is one of the most sacred rights of the citizen, and the power of the legislature to violate or disregard it may well be questioned. Legislative acts to authorize the sale of lands bequeathed by will, contrary to the intention of the testator, neither accord with sound legislation nor with the fundamental principles of the social compact.

I cannot forbear to call your attention to the subject of divorces. The facility with which they are procured, and the number which are granted from time to time, hold out inducements for domestic discords, lead to much fraud and corruption, and have become a means of reproach to us as a state. The easy relaxation of the marriage tie is

calculated to demoralize society, and loosen one of the chief foundations of social order. The exercise of this high power, therefore, should be confined to very extraordinary cases.

In the present state of the business of the country, there can be no good reason for increasing the banking capital of the State ; and if you should agree with me that applications for banks, for divorcees, and for the construction or alteration of wills, ought not to be entertained at the present sitting, nearly one-third of the usual amount of business would thereby be dispensed with. Thus affording you more time and opportunity for attending to the more important matters of public concern.

During the recess, I have been favored with the views of the Principal of the New-York Institution for the instruction of the deaf and dumb, concerning the interests of the beneficiaries of this state, under the law providing for the education of that unfortunate class of persons, some of whom are now in that institution : and I have become fully persuaded that some important changes in the law are desirable. For the purpose of better securing the benevolent intention of the act, I would therefore recommend, that the provision which admits children at six years of age, be so amended as to make twelve years the lowest limitation. I would also recommend, that the term for a whole course of instruction be extended to five or six years. It is obviously proper too, that parents who are able should be required to bear at least part of the expense. The reasons for these modifications, with others, will hereafter be presented to you, in a petition from a young man who was educated under the laws and has had the benefit of much experience on the subject.

The last subject to which I shall invite your attention, deserves your highest consideration. Public sentiment and the public interests alike demand a thorough revision of our common school system. In the judgment of those who have looked into the subject, it has failed to accomplish the useful purposes for which it was enacted. As the mass of our population must depend on the common school, for the instruction necessary to fit them for the duties and responsibilities of citizenship, it is of the very first importance that these schools should be such as to furnish a sound, thorough, and practical education. That they are not such under the present system, is now universally acknowledged. The system is believed to be essentially defective, and it should be revised without any unnecessary delay : education is not one of the interests which can be safely left to take care of itself. It needs the fostering care of government, and I have no clearer conviction than that it is both the duty and the interest of a free state to provide

for the education of its children. There are very gratifying evidences that the subject is awakening a good degree of public interest, and the recent expressions of the popular will very clearly indicate the path of duty.

Permit me in conclusion, to express my earnest hope that the enlightened deliberations of your honorable bodies, under the smiles of that benevolent Being who has thus far protected our country through every vicissitude, and in whose Providence it should be the highest glory of a people to confide, may contribute to restore that state of prosperity which the enterprising and generous character of our citizens so richly merits.

WILLIAM PENNINGTON.

*Trenton, January 10, 1838.*

Which Message was read—  
Ordered, To lie on the table.

Council adjourned to three o'clock this afternoon.

*Three o'clock Council met.*

Mr. Chetwood presented a petition from sundry inhabitants of the county of Essex, in favor of the issuing of Bank bills under the denomination of five dollars.

Which was read—and  
Ordered, To lie on the table.  
The engrossed bill  
For the relief of Walter Hart, a soldier in the army of Gen. Wayne,  
in 1796—98,  
Was read a third time, compared—and  
The further consideration of said bill  
Postponed.

The engrossed bill entitled,  
"An act to dissolve the marriage contract between Mary Ann Elvo-  
son and her husband, Daniel Elvoson,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz.:

YEAS.

Messrs. Demarest, —	Irick,
McDowell,	Smallwood,
Kirkpatrick,	Thompson,
Moore,	Morris,
Brittin,	Parsons, (V. P.)
Stratton,	Walker.—12.

NAY.

Mr. Reeve.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

Mr. Dayton, with leave, introduced a bill entitled,

"A Supplement to the act entitled, An act directing the descent of Real Estate."

Which bill was read—and

Ordered a second reading—and to be

Referred to the committee on the Judiciary.

Council adjourned to ten o'clock to-morrow morning.

THURSDAY, January 11, 1838.

*Ten o'clock Council met.*

Mr. Chetwood presented a petition from Nelson Jay, Smith Jay, Hannah Jay, Charles Jay, and Mary W. Jay, of the county of Hunterdon, praying for a law to authorize the sale of Real Estate.

Which was read—and

Referred to the committee on the Judiciary.

The Vice-President presented a petition from the Trustees of the "First Particular Baptist Church of Paterson," praying for an Act to authorize the sale of five acres of the State lands at Paterson, for the uses and purposes of a Cemetery.

Which petition was read—and

Referred to Messrs. Chetwood and Demarest.

The Vice-President presented a petition from David Martin and others, praying for an act to authorize the sale of two or three acres of the State lands at Paterson, for the uses and purposes of a burial ground.

Which petition was read—and

Referred to Messrs. Chetwood and Demarest.

The Vice-President presented a petition from Philip O. Reilly and others, Pastor and Trustees of Catholic Congregation in the Township of Paterson, praying for an act to authorize the sale of five acres of the State lands, in the neighborhood of the town, for the uses and purposes of a burial ground.

Which petition was read—and

Referred to Messrs. Chetwood and Demarest.

The Vice-President presented a petition from Josiah Hunt, a soldier of the Revolution, who now resides in the city of New-York, praying for relief from this state, in relation to a balance of an unsettled claim.

Which petition was read—and

Referred to the committee on Claims and Revolutionary Pensions.

Mr. Morris presented a petition from Gabriel Hill, praying for a law to authorize the sale of certain Real Estate therein named.

Which was read—and.

Referred to the committee on the Judiciary.

Council then went into a Court of Appeals.

After some time spent therein,

Council came to order.

The Vice-President, with leave, presented the following Resolution, viz :

Resolved, That the Sergeant-at-Arms procure for the use of the members of Council seventeen copies of Sitgreave's Manual.

Which Resolution was read, considered—and

Agreed to.

Council adjourned to three o'clock this afternoon.

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*Three o'clock Council met.*

Council went into a Court of Appeals, and after some time spent therein,

Council came to order.

Council adjourned till ten o'clock to-morrow morning.

FRIDAY, January 12, 1838.

*At ten o'clock Council met.*

Council went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

Mr. Chetwood, from the Committee to whom had been referred the petitions from the Baptist, Methodist and Catholic Congregations of Paterson, praying the privilege of purchasing certain parts of the State lands at Paterson, for the purposes of Burial Grounds, reported

A bill entitled,

“An act authorizing the sale of a part of the State lands at Paterson, for the purposes of several Cemeteries.”

Mr. Chetwood, with leave, presented a bill entitled,

“A Supplement to an act relative to the probate of Wills.”

Which was read—and

Referred to the committee on the Judiciary—and

Ordered, A second reading.

Council adjourned to three o'clock, P. M.

*Three o'clock Council met.*

Mr. Dayton presented a petition from sundry inhabitants of the county of Monmouth, praying for an act to authorize the re-issuing of Bank Bills of One Dollar and upwards.

Which was read—and

Ordered, To lie on the table.

Mr. Irick presented a Memorial from George Hulme, Restore S. Lamb, and Joseph K. Hulme, praying for an act to authorize the sale of the Real Estate of Stacy Biddle, deceased.

Which was read—and

Referred to the committee on the Judiciary.

Mr. Chetwood, with leave, presented the following Resolution, viz :

“Resolved, with the concurrence of the House of Assembly, that a Joint Committee be appointed to inquire into the expediency of providing by law for the erection of a State Lunatic Asylum, with leave to report by bill or otherwise.”

Which Resolution was read, considered—and

Agreed to—and

Messrs. Chetwood and Walker appointed members of said Committee, on the part of Council.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

And request their concurrence.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly had passed the following Resolution, viz :

“Resolved, (Council concurring) that a Joint Committee be appointed to digest a plan for the improvement of the State House and Lot, and the interior of the State House; and that they be directed to ascertain the probable cost of the several improvements which they may recommend.”

Messrs. Dod, Emley, Van Nest, Appleget and Flanagin, had been appointed said Committee on the part of the House, and that Council were requested to appoint a Committee on their part.

Also, that the House of Assembly had agreed to the concurrent resolution from Council respecting the expediency of providing by law for the erection of a State Lunatic Asylum, and had appointed Messrs. Molleson, Hull, Porter, Pierson and Endicott, a Committee on their part.

The concurrent resolution from the House of Assembly for the appointment of a Committee in relation to the improvement of the State House and Yard, as follows :

Resolved, (Council concurring) that a Joint Committee be appointed to digest a plan for the improvement of the State House Lot, and of the interior of the State House.

Which resolution was read, considered—and  
Agreed to.

And Messrs. Smallwood and Moore appointed a committee on the part of Council.

Council adjourned to three o'clock on Monday afternoon.

MONDAY, January 15, 1838.

Three o'clock, P. M. Council met.

The Vice-President presented a petition from sundry inhabitants of the Township of Caldwell, in the county of Essex, in favor of the issue of small bank bills.

Which was read—and  
Ordered, To lie on the table.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred the bill entitled,

“A Supplement to the act entitled, An act directing the descent of Real Estate.”

Reported the same  
Without amendment.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred the petition of David Rose, reported a bill entitled,

"An act to confirm the last will and testament of David Rose, late of the city of Philadelphia, in the State of Pennsylvania, deceased."

Which bill was read—

Ordered, That said bill have a second reading.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred the bill entitled,

"A Supplement to the act entitled, An act relative to the probate of Wills, passed the 6th of March, A. D. 1828."

Reported the same

With amendments.

Which amendments were

Agreed to.

Ordered, That said bill have a second reading.

Mr. Dayton, from the Committee on the Judiciary, to whom had been referred the petition of George Hulme, Restore S. Lamb, and Joseph K. Hulme, for authority to sell and convey Real Estate, late the property of Stacy Biddle, reported a bill entitled,

"An act to authorize George Hulme, Restore S. Lamb and Joseph K. Hulme, to sell and convey Real Estate, late the property of Stacy Biddle, of the Township of Springfield, in the county of Burlington, deceased."

Which bill was read.

Ordered, That said bill have a second reading.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred the petition of \_\_\_\_\_, for authority to sell and convey certain Real Estate, of which Peter Uptegrove died seized, reported a bill entitled,

"An act to authorize a Trustee therin named to sell certain Real Estate, of which Peter Uptegrove died seized."

Which bill was read—

Ordered, That said bill have a second reading.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred the petition of Smith Jay, Neilson Jay, Hannah Jay, Charles Jay and Mary W. Jay, reported,

"That the prayer of the petitioners be not allowed."

Which Report was read.

Ordered, That said Report and Petition do lie on the table.

Mr. Reeve, from the committee on Revolutionary Pensions, to whom

had been referred the petition of Stephen Trusdale, of the county of Sussex, praying for a pension,

Reported a bill entitled,

"An act for the relief of Stephen Trusdale, of the county of Sussex."

Which bill was read.

Ordered, That said bill have a second reading.

Ordered, That the printing of said bill be dispensed with.

The bill entitled,

"An act authorizing a sale of a part of the State lands at Paterson, for the purposes of several Cemeteries,"

Was read a second time—

Considered by sections,

And amended.

Ordered, That said bill be engrossed, for a third reading.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed the bill entitled,

"An act authorizing the sale of the Real Estate of Ruth Bell, and the recovery of the rents for the same,"

And that the House have also passed the accompanying concurrent Resolution, relative to the appointment of a Joint Committee to prepare Rules and Regulations for the use of Books and Papers belonging to the State Library, and have appointed Messrs. Pierson, Field and Cassedy, a committee on their part, and request Council to appoint a committee on their part.

And that the House of Assembly have passed

A bill entitled,

"An act to empower Thomas Starkey, Executor of Mary Brown, deceased, to sell the Real Estate of which she died seized."

To which Bills and Joint Resolution,

The assent of Council is requested.

And that the House of Assembly are ready to go into a Joint Meeting for the appointment of such civil and military officers, as shall be thought needful, and request Council to name the time and place.

The bill from the House of Assembly entitled,

"An act authorizing the sale of the Real Estate of Ruth Bell, and the recovery of the rents from the State,"

Was read.

Ordered, That said bill be referred to the Committee on the Judiciary.

11 A

The bill from the House of Assembly entitled,  
"An act to empower Thomas Starkey, Executor of Mary Brown,  
deceased, to sell the Estate of which she died seized."

Was read—

Ordered, That said bill be  
Referred to the committee on the Judiciary.

The following concurrent Resolution from the House of Assembly,  
viz :—

"Resolved, (Council concurring) that a Joint Committee be appointed to prepare Rules and Regulations for the use of Books and Papers belonging to the State Library,"

Was read—and  
Agreed to—and

Messrs. Chetwood and Morris appointed a committee on the part of Council.

Ordered, That the Secretary inform the House of Assembly of their appointment.

The Resolution from the House of Assembly in relation to Joint Meeting,

Was read.

Ordered, That it lie on the table.

The bill entitled,

"An act to repeal the first section of the act entitled, An act supplementary to the act entitled, an act making provision for carrying into effect the act for the punishment of Crimes, passed the twenty-third of February, eighteen hundred and twenty-nine,"

Was read a second time—and  
Considered.

Ordered, That the same be engrossed for a third reading.

Mr. Dayton presented the following Preamble and Resolution, viz :

Whereas, a large part of the time of the Legislature has heretofore been consumed in the consideration of private applications and bills for relief, in many of which cases relief could be obtained by applying to the Judicial tribunals,—and, whereas, a due regard to economy in State expenditures, and sound legislation require that this body interpose by legislation only where a mode of relief is not already provided by law. Therefore,

Resolved, (the House of Assembly concurring) that this Legislature will, hereafter, neither entertain nor act upon any application or bill,

where the same relief which is sought by said application or bill, may be obtained by application to our Judicial tribunals.

Which Preamble and Resolution were read—and  
Ordered, To lie on the table.

Council adjourned till ten o'clock to-morrow morning.

TUESDAY, January 16, 1838.

*Ten o'clock Council met.*

The Vice-President presented a Memorial on the subject of Education, from sundry inhabitants of Paterson, which, with two others presented by Mr. Chetwood on the same subject, from citizens of Essex county,

Were read—and  
Ordered, To lie on the table.

The Vice-President presented four several petitions from sundry citizens of Passaic county, in favor of small bills.

Which were read—and  
Referred to the committee on the embarrassed state of the country.  
The Vice-President presented two several petitions from sundry citizens of Paterson, belonging to the Fire Department, praying for a law to be passed to exempt active members of Fire Companies from serving as Jurors.

Which petitions were read—and  
Referred to Messrs. Chetwood and Stratton.  
Mr. Chetwood called up  
The bill entitled,  
An act relative to Small Bills.  
Resolved, That said bill be referred to the committee on the embarrassed state of the country.  
Mr. Smallwood called up  
The engrossed bill entitled,

"An act to repeal the first section of the act entitled, An act supplementary to the act entitled, An act making provision for carrying into effect the act, for the Punishment of Crimes," passed the 23d of February, one thousand eight hundred and twenty-nine."

Ordered, That the vote by which the said bill was engrossed be reconsidered.

Ordered, That said bill be placed on its second reading, for the purpose of amendment.

Mr. Kirkpatrick offered the following Resolution :

"Resolved, That the Secretary inform the House of Assembly that Council will go into a Joint Meeting for the appointment of Civil and Military Officers on Friday next, at ten o'clock, A. M. in the Assembly Room.

Which was

Agreed to.

Council went into a Court of Appeals, and after some time spent therein,

Council came to order.

Council adjourned till ten o'clock to-morrow morning.

WEDNESDAY, January 17, 1838.

*At ten o'clock Council met.*

Council went into a Court of Appeals,  
After some time spent therein,  
Council came to order.

Mr. Irick presented a Memorial from the Burlington County Temperance Society, signed by its President and Secretary.

Which memorial was, on motion of Mr. Kirkpatrick,  
Ordered, To lie on the table.

The Vice-President presented five petitions from the county of Passaic, and one from Essex, in favor of Small Bills.

Which petitions were read—and  
Referred to the committee on the embarrassed state of the Country.  
Mr. Brittin, from the Committee to whom had been referred  
The bill entitled,  
“A further Supplement to an Act entitled, “An Act to incorporate the New-Jersey Turnpike Company,”

Reported the same  
Without amendment.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred,

The bill from the House of Assembly entitled,  
An act to authorize Thomas Starkey, Executor of Mary Brown, deceased, to sell Real Estate,

Reported the same  
Without amendment.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,  
“An act to authorize the sale of the Real Estate of Ruth Bell, and the recovery of the rents for the same,”

Reported the same  
Without amendment.

The bill entitled,  
“An act to confirm the last will and testament of David Rose, late of the city of Philadelphia, in the state of Pennsylvania, deceased,

Was read a second time, considered—and  
And the same Ordered, To be engrossed for a third reading.  
Mr. Chetwood called up  
The bill entitled,  
“An act to repeal an act entitled, An act to authorize the sale of the real estate of Harmonus Speer, late of the township of Bloomfield, in the county of Essex, deceased,”

Which bill was read—  
The consideration thereof progressed in—and  
Postponed.

Mr. Dayton called for the reading of the following Preamble and Resolution offered by him yesterday, viz :

Whereas, a large part of the time of the legislature has heretofore been consumed in the consideration of private applications and bills for relief, in many of which cases relief could be obtained by applying to the judicial tribunals ; and whereas, a due regard to economy in state expenditures, and sound legislation require that this body interfere by legislation only where a mode of relief is not always provided by law—Therefore,

Resolved, (the House of Assembly concurring) that this legislature will hereafter, neither entertain nor act upon any application or bill, where the same relief which is sought by said application or bill, may be obtained by application to some judicial tribunal.

Which was read—and

Agreed to.

Ordered, That the Secretary inform the House of Assembly thereof, And request their concurrence.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly had passed

The following bills, viz :

“An act for the relief of Nathan Elmer, of the county of Essex,”  
And—

“An act to change the name of Ezekiel Patterson, of Perth Amboy, in the county of Middlesex, to Ezekiel Montgomery Patterson.”

To which bills

The assent of Council is requested.

The bill from the House of Assembly entitled,

“An act for the relief of Nathan Elmer, of the county of Essex,”

Was read.

Ordered, That the same have a second reading,

And be

Referred to the committee on Revolutionary Claims.

The bill from the House of Assembly entitled,

“An act to change the name of Ezekiel Patterson, of Perth Amboy, in the county of Middlesex, to Ezekiel Montgomery Patterson,”

Was read.

Ordered, That said bill have a second reading.

And be

Referred to Messrs. McDowell and Chetwood.

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Mr. Morris presented the petition of Hiram K. House, for a divorce from his wife Keturah House.

Which petition was read—and

Referred to the committee on the Judiciary.

Mr. McDowell, from the committee to whom had been referred The bill entitled,

“An act to change the name of Ezekiel Patterson, of Perth Amboy, in the county of Middlesex, to Ezekiel Montgomery Patterson,”

Reported the same

Without amendment.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred

The petition of Hiram K. House for a divorce,

Reported, That the prayer of the petitioner be not granted.

Which was

Agreed to.

The bill entitled,

“An act for the relief of Stephen Trusdell, of the county of Sussex,”

Was read a second time, considered—and

Ordered, To be engrossed for a third reading.

The bill entitled,

“An act to authorize a Trustee therin named to sell certain Real Estate, of which Peter Uptegrove died seized.”

Which bill was read—and, while under consideration—was

Ordered, To be postponed.

Mr. Chetwood, with leave, presented

A bill entitled,

“An act to repeal part of the act entitled,

An act to provide for the more equal and just representation of the several counties of this State, in the General Assembly,

Passed the 20th of February, 1830.”

Which bill was read.

Ordered, A second reading.

Council adjourned to ten o'clock to-morrow morning.

THURSDAY, January 18, 1838.

*Ten o'clock Council met.*

Council went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

Mr. Chetwood presented a petition from the Mechanics' Insurance Company, of Newark, praying the passage of a law giving them the privilege of a more extended line of Insurance.

Which petition was read—and  
Referred to the committee on Corporations.

Mr. Irick presented the proceedings of a meeting held in the city of Burlington, in favor of Education.

Which petition was read—and  
Ordered, To lie on the table.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The petition of the Mechanics' Insurance Company, of Newark,  
Reported a bill entitled,  
A Supplement to an Act entitled,  
An act to incorporate the Mechanics' Insurance Company, in the county of Essex."

Which bill was read.  
Ordered, That the same have a second reading.  
The engrossed bill entitled,  
"An act to confirm the last will and testament of David Rose, late of the city of Philadelphia, in the State of Pennsylvania,"

Was read a third time.

On the question, Shall this bill pass?  
It was determined in the affirmative by the votes of all the members present, viz :

## YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Moore,  
Brittin,  
Stratton,  
Parsons, (V. P.)  
Walker.—13.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary carry the same to the House of Assembly, and inform the House that Council have passed said bill

And request their concurrence.

The bill entitled,

“An act to authorize George Hulme, Restore S. Lamb and Joseph K. Hulme, to sell and convey Real Estate, late the property of Stacy Biddle, of the Township of Springfield, in the county of Burlington, deceased.”

Was read a second time—

Considered by sections—and

Amended.

Ordered, That said bill be engrossed for a third reading.

The engrossed bill entitled,

“An act for the relief of Stephen Trusdell, of the county of Sussex,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

## YEAS.

Messrs. Demarest,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Stratton,  
Parsons, (V. P.)  
Walker.—13.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence therein.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following bills, viz :

“ An act for the relief of Nathaniel Pangborn, of the county of Monmouth.”

“ An act to incorporate the Jefferson Machine Works,”—and  
A further supplement to an Act entitled,

“ An act to authorize Henry B. White, Isaac P. White, and Eseck T. White, surviving heirs at law of Eseck White, deceased, to fulfil certain contracts for the sale of several lots of land to the persons therein named.”

To which the assent of Council is requested.

The bill from the House of Assembly entitled,

“ An act for the relief of Nathaniel Pangborn, of the county of Monmouth,”

Was read—and

Referred to the Committee on Revolutionary Pensions—and

Ordered, a second reading.

The bill from the House of Assembly entitled,

“ An act to incorporate the Jefferson Machine Works,”

Was read—and

Referred to the committee on Corporations—and

Ordered, To have a second reading.

The bill from the House of Assembly entitled,

“ A Supplement to an act entitled,

An act to authorize Henry B. White, Isaac P. White, and Eseck T. White, surviving heirs at law of Eseck White, deceased, to fulfil certain contracts for the sale of several lots of land, to the persons therein named,”

Was read—and

Referred to the committee on the Judiciary—and

Ordered, A second reading.

Council adjourned to three o'clock this afternoon.

*Three o'clock Council met.*

Mr. Chetwood presented a memorial from I. H. Williamson, President of the Board of Directors of the Elizabethtown and Somerville Rail Road Company, showing the great amount of money already expended on said road, and that, in consequence of the recent great embarrassments of the country, the inability of the company to complete said road within the limited time specified by the Charter, and praying the Legislature to grant them a longer time to finish said road.

Which was read—and

Referred to the committee on Corporations.

Mr. Kirkpatrick presented a petition from sundry citizens of Somerset and Middlesex, at Boundbrook and its vicinity, praying for an act of incorporation for the Mutual Association for Insurance against loss by fire.

Which was read—and

Referred to the committee on Corporations.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,

“A Supplement to an act entitled,

An act to authorize Henry B. White, Isaac P. White, and Eseck T. White, surviving heirs of Eseck White, deceased, to fulfil certain contracts for the sale of several lots of land to the persons therein named.”

Reported the same

Without amendment.

Mr. Reeve, from the committee on Revolutionary Pensions, to whom had been referred the petition of Josiah Hunt, a soldier of the Revolution, reported

A bill entitled,

“An act for the relief of Josiah Hunt, a soldier of the Revolution.”

Which bill was read—and

Ordered, A second reading—and

To be printed at the expense of the State.

On motion of Mr. Irick,

Ordered, That the vote by which the bill entitled,

“ An act to authorize George Hulme, Restore S. Lamb, and Joseph K. Hulme, to sell and convey Real Estate late the property of Stacy Biddle, of the township of Springfield, in the county of Burlington, deceased,”

Had been

Ordered, to be engrossed—be

Re-considered—and

Said bill be placed on its second reading, for the purpose of Amendment.

Said bill having been again considered, and amended, it was Ordered, That said bill be engrossed, and have a third reading.

Mr. Brittin, from the committee on Corporations, to whom had been referred the petition of the President and Directors of the Elizabethtown and Somerville Rail Road Company,

Reported a bill entitled,

“ A further Supplement to an act entitled,

“ An act to incorporate the Elizabethtown and Somerville Rail Road Company, passed the 9th day of February, 1831.”

Which was read—and

Ordered, A second reading.

The bill from the House of Assembly entitled,

“ An act to change the name of Ezekiel Patterson, of Perth Amboy, in the county of Middlesex, to Ezekiel Montgomery Patterson,”

Was taken up, considered—and

Postponed.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill entitled,

“ A Supplement to an Act entitled,

“ An act to incorporate the Mechanics’ Insurance Company, in the county of Essex,”

Was read a second time,

Considered by sections—and

Ordered, That said bill be engrossed, for a third reading.

The bill entitled,

“ A further Supplement to an Act entitled, “ An Act to incorporate the New-Jersey Turnpike Company,”

Was read, considered by sections—and  
Ordered, That the same be engrossed for a third reading.

Council adjourned to ten o'clock to-morrow morning.

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FRIDAY, January 19, 1838.

*At ten o'clock Council met.*

A message was received from the House of Assembly by Mr. Shreve, their Clerk, informing Council that the House of Assembly have gone through with their list of nominations, a copy of which was transmitted to Council with the above message.

Council then proceeded to make their nominations for Joint Meeting.

After which Council withdrew from the Council chamber, and went into Joint Meeting in the Assembly Room, and after some time spent therein, returned to the Council Chamber, and

Came to order.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed the bill entitled,

“An act to provide for the appointment of Commissioners to investigate the situation and affairs of the President, Directors and Company of the Paterson Bank.”

To which bill

The assent of Council is requested.

Which bill was read.

12 A

Ordered, A second reading.

Ordered, That said bill be

Referred to the committee on Corporations.

The engrossed bill entitled,

“A Supplement to an act entitled,

An act to incorporate the Mechanics’ Insurance Company, in the county of Essex,”

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative, as follows, viz :

YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Walker.—11.

NAYS.

Messrs. Demarest,  
Moore,  
Stratton,

Morris,  
Kennedy.—5.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

“An act to authorize George Hulme, Restore S. Lamb, and Joseph K. Hulme, to sell and convey Real Estate, late the property of Sacy Biddle, of the township of Springfield, in the county of Burlington, deceased,”

Was read a third time.

On the question, shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,

Moore,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

“A further Supplement to an Act entitled, an Act to incorporate the New-Jersey Turnpike Company,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)—13.

NAYS.

Messrs. Demarest,  
Moore,

Walker.—3.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

Council adjourned to three o'clock this afternoon.

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*Three o'clock Council met.*

Mr. Chetwood presented a memorial from the President and Directors of the Society for establishing useful manufactures, praying for authority to borrow, lend, to receive deposits, to act as agents, to discount notes, to deal in foreign and domestic bills of exchange, and in stocks, in lieu of a right to raise, *One hundred thousand dollars by Lottery*, which they say they possess by their act of incorporation.

Which was read—and

Referred to the committee on Corporations.

Mr. Dayton offered the following, viz :

Resolved, That the Sergeant-at-Arms procure twenty copies of a work entitled "Hints on popular Education," by E. C. Wines, for the use of the members of Council, and the State Library.

Which was read—and

Agreed to.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The petition of citizens from Boundbrook,

Reported a bill entitled,

"An act to incorporate the Boundbrook Mutual Assurance Fire Company, of Boundbrook, Somerset County."

Which was read—and

Ordered, That said bill have a second reading.

Mr. Moore, from the committee on Revolutionary Pensions, to whom had been referred,

The bill from the House of Assembly entitled,  
"An act for the relief of Nathaniel Pangborn, of the county of Monmouth."

Reported the same  
Without amendment.

The bill entitled,  
"A Supplement to the act entitled, An act directing the descent of Real Estate,"

Was read a second time—  
Considered by sections, amended—and  
Ordered, To lie on the table—and be  
Re-printed with the amendments.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed a bill entitled,  
"An act to incorporate the Burlington Lyceum."

To which bill the assent of Council was requested.  
Which bill was read.

Ordered, That the same have a second reading—and be  
Referred to the committee on Corporations.

The bill entitled,

A "further Supplement to an act entitled, An act to incorporate the Elizabethtown and Somerville Rail Road Company, passed the 9th day of February, 1831,"

Was read a second time—and  
Considered by sections.

Ordered, To be engrossed for a third reading.

The bill from the House of Assembly entitled,  
"An act to empower Thomas Starkey, Executor of Mary Brown, deceased, to sell the Estate of which she died seized."

Was read a second time—and  
While under consideration,  
The further consideration of said bill  
Was postponed.

Council adjourned to three o'clock on Monday afternoon.

MONDAY, January 22, 1838.

*Three o'clock, P. M. Council met.*

A quorum of Members not appearing,

Council adjourned till ten o'clock to-morrow morning.

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TUESDAY, January 23, 1838.

*Ten o'clock Council met.*

Mr. Reeve presented a petition from sundry inhabitants of the county of Salem, praying that the Legislature will extend some aid to advance the culture of Silk in the State of New-Jersey.

Which petition was read—and

Ordered, To lie on the table.

Mr. Chetwood, with leave, presented a bill entitled,  
"An act to incorporate the Nottingham Manufacturing Company,"  
Which was read.

Ordered, That said bill have a second reading.

Ordered, That said bill be referred to the committee on Corporations.

The engrossed bill entitled,

“A further Supplement to an act entitled,

An act to incorporate the Elizabethtown and Somerville Rail Road Company, passed the 9th day of February, 1831,”

Was taken up—and

Ordered, That said bill be re-committed to the Committee on Corporations.

The bill entitled,

“An act for the relief of Josiah Hunt, a soldier of the Revolution,”

Was read a second time, considered by sections—and

Postponed.

Mr. Thompson, from the Committee on Corporations, to whom had been re-committed,

The bill entitled,

“A further Supplement to an act entitled,

An act to incorporate the Elizabethtown and Somerville Rail Road Company, passed the 9th day of February, 1831,”

Reported the same

With an amendment.

The bill from the House of Assembly entitled,

“An act to empower Thomas Starkey, Executor of Mary Brown, deceased, to sell the Real Estate of which she died seized.”

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

Council adjourned to three o'clock this afternoon.

*Three o'clock Council met.*

Mr. Stratton presented a Prospectus of James M. Newell, of Bridge-ton, Cumberland county, for publishing by subscription a volume of the Laws of New-Jersey, condensed and compiled by Lucius Q. C. Elmer, and asking the Legislature to aid him in said publication.

Which petition was read—and  
Ordered, To lie on the table.

Mr. Thompson, from the committee on Corporations, to whom the petition of the President of the Bergen Port Company had been referred,

Reported a bill entitled,  
“A Supplement to an act entitled,  
An act to incorporate the Bergen Port Company, passed March 7th, 1837,”

Which bill was read.

Ordered, That said bill have a second reading.

Mr. Thompson, from the committee on Corporations, to whom had been referred

The bill entitled,  
“An act to incorporate the Nottingham Manufacturing Company,”

Reported the same  
Without amendment.

The bill entitled,  
“An act to repeal part of the act entitled,  
An act to provide for the more equal and just representation of the several counties of this State in the General Assembly, passed the 20th of February, 1830,”

Was taken up—

Read, considered—and  
Postponed.

Mr. Kirkpatrick, with leave, presented

A bill entitled,

“A Supplement to an act entitled,

An act to incorporate the Bridgewater Copper Mining Company, passed December 8th, 1825,”

Which was read—and

Ordered, That said bill have a second reading—and be Referred to the Committee on Corporations.

Mr. Smallwood, with leave, presented  
A bill entitled,  
“An act to change the time of holding certain Courts in the county of Atlantic,”  
Which was read—and  
Ordered, That said bill have a second reading.

Council adjourned to ten o'clock to-morrow morning.

WEDNESDAY, January 24, 1838.

*At ten o'clock Council met.*

The bill from the House of Assembly entitled,  
An act to empower Thomas Starkey, Executor of Mary Brown, deceased, to sell the Real Estate of which she died seized,  
Was read a third time.  
On the question, Shall this bill pass?  
It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Stratton,  
Kennedy,  
Parsons, (V. P.)  
Walker.—12.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The engrossed bill entitled,

“An act authorizing the sale of a part of the State lands at Pater-  
son, for the purposes of several Cemeteries,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members  
present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeye,

Thompson,  
Moore,  
Stratton,  
Kennedy,  
Parsons, (V. P.)  
Walker.—13.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill entitled,

“An act to incorporate the Boundbrook Mutual Assurance Fire  
Company of Boundbrook, Somerset county,”

Was read a second time—and

The consideration thereof progressed in.

Ordered, That the further consideration of said bill be  
Postponed.

A Message from the House of Assembly by Mr. Shreve, their Clerk,  
informed Council that the House of Assembly have passed

The bill entitled,

“An act to repeal so much of certain acts therein named, as pro-  
hibit the issue and circulation of notes of incorporated Banks of this  
State and the city of New-York, under the denomination of five  
dollars.”

To which bill

The assent of Council is requested.

The bill from the House of Assembly entitled,

“An act to repeal so much of certain acts therein named, as prohibit the issue and circulation of notes of incorporated Banks of this State and the city of New-York, under the denomination of five dollars.”

Was read—

Ordered, That said bill be referred to the committee on Corporations—and have

A second reading.

The bill entitled,

“A further supplement to an act entitled,

An act to incorporate the Elizabethtown and Somerville Rail Road Company, passed the 9th day of February, 1831,”

Was read a second time—and

Considered by sections.

Ordered, To be engrossed for a third reading.

The bill from the House of Assembly entitled,

“An act for the relief of Nathaniel Pangborn, of the county of Monmouth,”

Was read a second time.

Ordered, That said bill have a third reading.

Council adjourned to three o'clock, P. M.

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*At three o'clock Council met.*

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The engrossed bill entitled,

"A further Supplement to an act entitled,  
An act to incorporate the Elizabethtown and Somerville Rail Road  
Company, passed the 9th day of February, 1831,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Chetwood,	Thompson,
McDowell,	Moore,
Kirkpatrick,	Stratton,
Irick,	Kennedy,
Smallwood,	Parsons, (V. P.)
Reeve,	Walker.—12.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed a bill entitled,

"Supplement to an act entitled,

An act to set off a new township from the townships of Newark, Orange, Elizabeth and Union, in the county of Essex, to be called the township of Clinton, passed February 19th, 1834."

To which bill

The assent of Council is requested.

The bill from the House of Assembly entitled,

"Supplement to an act entitled,

An act to set off a new township from the townships of Newark, Orange, Elizabeth, and Union, in the county of Essex, to be called the township of Clinton, passed February 19th, 1834,"

Was read.

Ordered, That said bill be referred to the committee on Corporations—and have

A second reading.

The bill from the House of Assembly entitled,  
 "An act to authorize the sale of the Real Estate of Ruth Bell, and  
 the recovery of the rents for the same,"

Was read a second time.

Ordered, That the bill have a third reading.

The bill entitled,

An act to change the time of holding certain Courts in the county of  
 Atlantic,

Was read a second time.

Ordered, That said bill be engrossed for a third reading.

Mr. Brittin, from the committee on Corporations, to whom had been  
 referred

The bill from the House of Assembly entitled,

"Supplement to an act entitled,

An act to set off a new township from the townships of Newark,  
 Orange, Elizabeth and Union, in the county of Essex, to be called  
 the township of Clinton, passed February 19th, 1834,"

Reported the same

Without amendment.

Mr. Brittin, from the Committee to whom had been referred  
 The petition of Roswell L. Colt, on behalf of the Society for es-  
 tablishing Useful Manufactures,

Reported a bill entitled,

"A further Supplement to an act entitled,

An act to incorporate the Contributors to the Society for establishing  
 Useful Manufactures, and for the further encouragement of said so-  
 ciety, passed 22d November, 1791,"

Which bill was read—

Ordered, That the same have a second reading,

Council adjourned to ten o'clock to-morrow-morning.

THURSDAY, January 25, 1838.

*Ten o'clock Council met.*

Mr. Thompson presented a petition from sundry inhabitants of the county of Cape May, praying for a revision and improvement in the law by which encouragement is given to Common Schools.

Which petition was read—and  
Ordered, To lie on the table.

Mr. Brittin, from the Committee to whom had been referred  
The bill from the House of Assembly entitled,

“An act to incorporate the Burlington Lyceum,”

Reported the same  
Without amendment.

Mr. Brittin, from the Committee to whom had been referred  
The bill from the House of Assembly entitled,  
“An act to repeal so much of certain acts therein named as prohibit  
the issue and circulation of notes of incorporated banks of this State,  
and in the city of New-York, under the denomination of five dollars.”

Reported the same  
Without amendment.

Mr. Kennedy presented a petition from sundry citizens of the State  
of New-Jersey, praying for a provision to be inserted in all Rail-Road  
and Canal Charters, and Supplements that may hereafter be granted,  
prohibiting travelling on the Sabbath,

Which petition was read—and  
Ordered, To lie on the table.

Mr. Moore, with leave, presented a bill entitled,  
“An act to allow John Coryell to use the surplus waters of the Delaware  
and Raritan Cana Clompany, at Lambertville,”

Which bill was read.

Ordered, That said bill be referred to the Committee on Corporations—and have

A second reading.

The bill from the House of Assembly entitled,  
“An act for the relief of Nathaniel Pangborn, of the county of Monmouth,”

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, as follows :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Stratton,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

“An act authorizing the sale of the Real Estate of Ruth Bell, and the recovery of the rents for the same,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Stratton,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The engrossed bill entitled,

"An act for the relief of Walter Hart, of the county of Cumberland,"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the negative as follows, viz:

YEAS.

Messrs. Irick,  
Smallwood,

Stratton,  
Kennedy.—4.

NAYS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Parsons, (V. P.)  
Walker.—10.

Mr. Stratton asked leave to withdraw the petition and documents of Walter Hart,

Ordered, That leave be granted.

The bill from the House of Assembly entitled,

"Supplement to an act entitled,

"An act to set off a new township from the townships of Newark, Orange, Elizabeth and Union, in the county of Essex, to be called the township of Clinton, passed February 19th, 1834."

Was called up—and

Postponed until this afternoon.

The bill entitled,

"An act to incorporate the Boundbrook Mutual Assurance Fire Company of Boundbrook, Somerset County,"

Was read a second time—and

Considered by sections.

Ordered, That said bill be re-engrossed, and have a third reading.  
The bill entitled,

“An act for the relief of Josiah Hunt, a soldier of the Revolution,”  
Was read a second time—and  
Amended.

Ordered, That said bill be engrossed, and have a third reading.  
A message from the House of Assembly by Mr. Shreve, their Clerk,  
informed Council,

That the House of Assembly have passed the bills from Council en-  
titled,

“An act to confirm the last will and testament of David Rose, late  
of the city of Philadelphia, in the State of Pennsylvania, deceased,”

And—

“An act to authorize George Hulme, Restore S. Lamb, and Joseph  
K. Hulme, to sell and convey Real Estate, late the property of Stacy  
Biddle, of the township of Springfield, in the county of Burlington, de-  
ceased,”

Without amendment.

The House of Assembly also present to Council the Report of the  
Commissioners of Pilotage, of this State, to which the House of As-  
sembly have agreed.

Council adjourned to three o'clock this afternoon.

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*At three o'clock Council met.*

Mr. Demarest presented a petition from William Courter, praying  
for a pension for services performed during the Revolutionary War,

Which petition was read—and

Referred to the committee on Claims and Revolutionary Pensions.

The Vice-President read a letter to Council from one of the officers

of the Sussex Bank, stating that a reply to the interrogatories propounded by the Legislature had been made out according to law, but which reply had, from some unaccountable cause, not been received by the Governor, and they were about to forward another as soon as possible.

The Vice-President also laid before Council a letter directed to the Secretary of State, from George Endicott, of the city of New-York, offering a large, full length portrait of Washington, a copy of the celebrated one now in Faneuil Hall, by Stuart, copied by Sweet, for the sum of *One Thousand Dollars*; with a large and elegant gilt frame complete, 10 feet 8 inches high, by 7 feet 8 inches wide.

The bill from the House of Assembly entitled,

“Supplement to an act entitled,

An act to set off a new township from the townships of Newark, Orange, Elizabeth and Union, in the county of Essex, to be called the township of Clinton, passed February 19th, 1834,”

Was read a second time—and

Considered.

Ordered, A third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring,) and

The bill from the House of Assembly entitled,

“Supplement to an act entitled,

An act to set off a new township from the townships of Newark, Orange, Elizabeth and Union, in the County of Essex, to be called the township of Clinton, passed February 19th, 1834,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Stratton,  
Kennedy,

Smallwood,  
Reeve,  
Thompson,  
Moore,  
Brittin,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have appointed Aaron S. Pennington, Esq. Speaker, pro tem.

The bill from the House of Assembly entitled,

“An act to incorporate the Burlington Lyceum,”

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of the Council concurring) and

The bill from the House of Assembly entitled,

“An act to incorporate the Burlington Lyceum,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz:

#### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Moore,  
Brittin,  
Stratton,  
Parsons, (V. P.)—12.

#### NAYS.

Messrs. Kennedy,

Walker.—2.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendments.

Council adjourned till ten o'clock to-morrow morning.

FRIDAY, January 26, 1838.

*Ten o'clock Council met.*

The following Report of the Commissioners of Pilotage, of this State, was received from the House of Assembly, viz :

JERSEY CITY, January 3, 1838.

The Commissioners appointed by an act to establish and regulate Pilots, for the Ports of Jersey City, Newark and Perth Amboy, by the way of Sandy Hook, passed February 8th, 1837, respectfully

## REPORT

That since the passage of said law they have granted licenses to twenty-two Branch Pilots, and one Deputy Pilot.

Within the last two months, nine of the Pilots have purchased, and had in constant service, a completely fitted, and very swift sailing Pilot Boat, called the "Sylph."

And a second boat, of a superior description, will probably be launched in a few days.

When this second boat is completely equipped, a more active field will be open for several of the Pilots, who have, hitherto, been unprepared to enter upon the full exercise of their duties.

The number of Vessels piloted inwards and outwards, by the New-Jersey Pilots, amounts to three hundred and thirty-seven, and only one accident (and that not of a serious nature) has occurred.

The Commissioners have the pleasure of further reporting, that general satisfaction has been evinced by Marine Insurance Offices, Ship Owners, Ship Masters, Merchants engaged in Foreign Commerce, and (benefited with an active and efficient pilotage establishment) in our sister city of New-York.

It is now a common circumstance for vessels bound inwards to be boarded by Pilots twenty leagues or more from Sandy Hook Light House.

(Signed) JOHN F. ELLIS, President.

(Signed) LAWRENCE KEARNEY, Secretary.

Which was read—and

Ordered, That said Report be referred to Messrs. Chetwood and Walker.

The Vice-President presented, from the Sussex Bank, the following

### REPORT :

#### SUSSEX BANK.

The answers of the President and Cashier of the Sussex Bank to the questions propounded to them by His Excellency, William Pennington, Governor of the State of New Jersey, by direction of an act of the Legislature of said State entitled,

“An act to provide for an investigation of the condition of the Banks of this State, and for other purposes,” passed the 11th day of November, 1837.

The actual capital of this bank paid in is sixty-seven thousand five hundred dollars, which includes the stock given to the state, as a bonus for the charter, which has been paid out of the profits of the bank, (\$67,500.)

There is none of the capital stock of this bank pledged to it for loans or instalments, nor does the bank own any of the shares of its stock.

This bank has not, at any time, wholly suspended specie payments. On or about the time the banks generally suspended, say on the 15th of May last, the specie on hand at this bank was \$12 560 67, and on the 1st of November it was \$11,692 45, and at this time (15th January, 1838) it is \$14,759 84.

The specie has not been increased preparatory to this investigation, nor has any been disposed of since the said 15th of May last, otherwise than for change and payment of the notes of the bank. But the Board of Directors having resolved to supply the inhabitants of the county with change in specie, sufficient for their ordinary business transactions, to obviate a resort to small bills and paper tickets, specie

has been purchased for that object, at various times, to a considerable amount in the whole.

The circulation of the bank on the 15th of May last, by the books, appears to have been \$106,214, and on the 30th of October \$64,492, and now appears to be \$70,523. But the bills of the bank have always been redeemed or paid in the city of New-York, as well as at their own office, and the books of the bank often show a much larger circulation than really is out.

The real estate belonging to this bank is estimated to be worth five thousand dollars. It consists of about three-quarters of an acre of land in the village of Newton, and county of Sussex, with the banking house and some other buildings thereon.

The amount due from other banks to this, on the 15th of January, 1838, was \$58,518 59, all of which is estimated good, except \$46, which is doubtful.

The notes of other banks on hand, the property of the bank, at the same time was \$8029, all estimated good, except \$74, which is bad.

The discounted notes and bills receivable held by, and the property of this bank, on the 15th of May last was \$125,744, and the bank then held one bond and mortgage of \$662 58, making its entire loans then outstanding and unpaid, the sum of \$126,406 58, and the amount on the 15th instant, (January, 1838,) including bonds and mortgages, was \$99,465 14, all of which are estimated good.

The whole amount of loans now secured by bond and mortgage on real estate is \$8708 03, exclusive of interest accrued and unpaid.

This bank has no other property, except its books, plates, office notes, note paper, blanks, and furniture of the banking room, fuel, &c. &c., the value of which it is difficult to estimate; but having all been paid for out of profits of the bank, it makes no part of the assets in our several reports to the treasurer.

On the 15th of May last the amount at the credit of surplus fund account was \$20,308 59, being undivided profits up to the dividend in February last; and the amount to the credit of the same account now is \$21,272 55, being undivided profits up to the dividend in August last.

The last dividend was at the rate of six per centum per annum.

The dividends unpaid, including \$70 to the credit of the state treasurer, amount to \$743 90.

The balance of profit and loss account on the 15th instant was \$296 71.

The precise amount of current expenses of this bank since the 15th of May last cannot be conveniently ascertained, but the amount since paid, including salaries, is \$1,145 55.

The discount and interest received in the same time amounts to the sum of \$5,142 61.

This bank holds no public depositories. The amount due to private depositors is \$19,329 79.

There is due to other banks, from this, \$4,582 24.

This bank has never issued any post notes.

The bank owes no debts other than what is stated above, except a small postage account, and a small account to printer for advertising, &c., and the accruing salaries to its officers, which are paid and settled at the semi-annual dividends.

There are no other facts within our knowledge that would lead to a more full understanding of the real condition of this bank, in addition to what are above stated, unless it be the following, which may be calculated to strengthen the public confidence in the institution:—

By the act of incorporation, the directors of this bank are made individually liable for the bills issued and put in circulation, and in that personal liability the public have an additional security for the redemption of its bills, besides the assets of the bank.

That the directors are regularly elected and sworn into office agreeably to the requirements of the charter, and by a legally competent board, meet at the banking house on discount days, when and where the discounting of notes is done.

That the directors are not borrowers of the bank, except in a few cases, where they are connected with mercantile firms, and in those cases to very limited and moderate amounts, always on notes well secured by endorsements.

That the loans of the bank are generally in small amounts, and with rarely an exception, secured by a good endorser in the county where notes or bills have been discounted against drawers living out of it.

That the loans of the bank are generally to good and substantial freeholders, and that in the twenty years (nearly) which the bank has been in operation but one discounted note has been entirely lost, and that one only 17 or 18 dollars in amount.

That but three or four cases are recollect in which property has been sold at the suit of the bank, and in one of those it was by request of the defendant.

That in the whole period of the bank's operations, its bank account in New-York has not been but once overdrawn or exhausted by the redemption of its bills, and then only to a small amount for a few days.

*State of New-Jersey, Sussex County, ss.*

David Ryerson, President, and Samuel D. Morford, Esquire, Cashier

of the Sussex Bank, appeared before me, Robert H. McCarter, one of the Justices of the Peace in and for said county of Sussex, and the said David Ryerson, alleging himself conscientiously scrupulous of taking an oath, being by me duly affirmed, and the said Samuel D. Morford, sworn according to law, they did thereupon, severally, declare, depose, and say that the foregoing are true, full, and perfect answers to the questions propounded to them by his Excellency William Pennington, Governor of said State, touching the condition of the Sussex Bank, under the directions of the act above recited.

DAVID RYERSON,  
S. D. MORFORD.

Sworn, affirmed, and subscribed, before me, the 22d day of January, A. D. 1838.

ROBERT H. McCARTER.

*New-Jersey, Sussex County, ss.*

Personally came before me, Robert H. McCarter, one of the Judges of the Inferior Court of Common Pleas of said county, William T. Anderson, George H. McCarter, John H. Hall, and Pettit Brittin, of said county, who, being duly sworn, did depose and say, that they are now Directors of the Sussex Bank, and that having read and examined the foregoing interrogatories, and the answers thereto, by the President, and Cashier of said bank, do further say, that the said answers given by the said President and Cashier, are full and true, according to the best of the knowledge and belief of the said deponents, respectively.

WM. T. ANDERSON,  
PETTIT BRITTIN,  
JOHN H. HALL,  
GEORGE H. McCARTER.

Sworn and subscribed before me this 22d January, 1838.

ROBERT H. McCARTER.

Which Report was read.

Ordered, To lie on the table,  
And be printed.

Mr. Morris presented a petition from sundry citizens of Sussex county, praying for a law to prohibit travelling on Rail Roads and Canals on the Sabbath.

Which petition was read—and  
Ordered, To lie on the table.

Mr. Morris presented a Resolution embracing ten additional interrogatories to be addressed to the Banks of this State,

Which Resolution was read.

Ordered, That the further consideration thereof be Postponed.

The Yeas and Nays on postponing, being required to be entered on the Journal, were as follows, viz :

YEAS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—9,

NAYS.

Messrs. Demarest,  
Moore,  
Stratton,

Morris,  
Kennedy,  
Walker.—6.

So it was determined in the affirmative.

Mr. Thompson presented a memorial from sundry citizens of Cape Island, praying the Legislature to incorporate a Company to erect buildings and other structures to prevent the washing away of a part of Cape Island by the Ocean.

Which was read—and

Referred to the committee on Corporations.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,  
“An act to incorporate the Jefferson Machine Works,”

Reported the same  
Without amendment.

14 A

Mr. Brittin, from the Committee to whom had been referred  
The bill from the House of Assembly entitled,

“An act to provide for the appointment of Commissioners to investigate the situation and affairs of the President, Directors and Company of the Paterson Bank,”

Reported the same  
Without amendment.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed the bill from Council entitled,

“An act for the relief of Stephen Trusdell, of the county of Sussex,”

Without amendment.

The engrossed bill entitled,  
“An act for the relief of Josiah Hunt, a soldier of the Revolution,”  
Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz:

#### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Kennedy,  
Parsons, (V. P.)  
Walker.—13.

#### NAY.

Mr. Stratton.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

"An act to change the time of holding certain Courts in the county of Atlantic,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz:

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,

Moore,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

"An act to repeal so much of certain acts therein named as prohibit the issue and circulation of notes of incorporated banks of this State, and in the city of New-York, under the denomination of five dollars."

Was read.

On the motion to postpone said bill, and have the same printed,

The Yeas and Nays thereon being required to be entered on the Journal, were as follows, viz:

YEAS.

Messrs. Demarest,  
Smallwood,  
Thompson,  
Moore,  
Stratton,

Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—9.

## NAYS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,

Irick,  
Reeve,  
Brittin.—6.

So it was determined in the affirmative.

Ordered, That said bill be postponed and printed.

The Resolution offered this morning by Mr. Morris, embracing additional interrogatories to the Banks,

Was taken up—and

Referred to the committee on Corporations.

Mr. Kirkpatrick called up Bill No. 3, of the unfinished business of last year, entitled,

“An act to divorce Walter Greacen from his wife, Fanny Greacen,”

Which was

Referred to the committee on the Judiciary.

Council adjourned to three o'clock this afternoon.

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*Three o'clock Council met.*

Mr. Brittin, from the Committee on Corporations to whom had been referred

The bill entitled,

“An act to renew the Charter of the Trenton Banking Company,”

Reported the same

Without amendment.

The engrossed bill entitled,

"An act to incorporate the Boundbrook Mutual Assurance Fire Company, of Boundbrook, Somerset County,"

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, as follows :

YEAS:

Messrs. Demarest,	Moore,
Chetwood,	Brittin,
McDowell,	Stratton,
Kirkpatrick,	Morris,
Irick,	Kennedy,
Smallwood,	Parsons, (V. P.)
Reeve,	Walker.—15.
Thompson,	

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

"An act to repeal so much of certain acts therein named, as prohibit the issue and circulation of notes of incorporated Banks of this State and the city of New-York, under the denomination of five dollars."

Was read a second time—and

The consideration thereof progressed in—during which

Mr. Morris offered the following amendment, viz :

"Provided, That the said banks shall at all times redeem their notes of the denomination of one dollar, on demand, at their banking houses, during regular business hours, in specie."

The Yeas and Nays thereon being required to be entered on the Journal were as follows, viz :

YEAS.

Messrs. Demarest,	Morris,
Moore,	Kennedy,
Stratton,	Walker.—6.

## NAYS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—9.

So it was determined in the negative.  
The said bill being further amended—was  
Ordered, To a third reading.

On motion to dispense with the 15th Rule of Council, and place said  
bill on its final passage—

The Yeas and Nays being required to be entered on the Journal,  
were as follows, viz :

## YEAS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—8.

## NAYS.

Messrs. Demarest,  
Irck,  
Moore,  
Stratton,

Morris,  
Kennedy,  
Walker.—7.

So it was determined in the negative,—(two-thirds of Council not  
voting for dispensing with the fifteenth Rule,)  
The bill entitled,  
A further supplement to an Act entitled,  
An act to incorporate the Contributors to the Society for establishing

Useful Manufactures, and for the further encouragement of said society, passed 22d November, 1791,"

Was read a second time—

Considered by sections—and

Ordered, That said bill be engrossed, for a third reading.

Council adjourned to ten o'clock to-morrow morning.

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SATURDAY, January 27, 1838.

*Ten o'clock Council met.*

Mr. Brittin presented a petition from sundry citizens of New Jersey, praying of the Legislature that no new Rail Road or Canal Charter, or any Supplement to those now in existence, should be granted without a restriction, prohibiting travelling on them on the Sabbath,

Which petition was

Ordered, To lie on the table.

Mr. Brittin called up

The bill from the House of Assembly entitled,

"An act to repeal so much of certain acts therein named, as prohibit the issue and circulation of notes of incorporated Banks of this State and the city of New-York, under the denomination of five dollars."

On motion of Mr. Brittin, said bill was

Ordered, To be committed to the committee on Corporations.

Mr. Brittin, from the committee on Corporations, reported

The bill from the House of Assembly entitled,

"An act to repeal so much of certain acts, therein named, as pro-

hibit the issue and circulation of Notes of incorporated banks of this State, and in the city of New-York, under the denomination of five dollars,"

With sundry amendments—

Which amendments were read—and

Agreed to.

Ordered, That said bill, as amended, be printed—and  
Have a third reading.

Council adjourned till three o'clock, P. M. on Monday

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MONDAY, January 29, 1838.

*Three o'clock, P. M. Council met.*

The list of Council and Assembly Bills having been gone through  
and none called up,

Council adjourned to ten o'clock to-morrow-morning.

TUESDAY, January 30, 1838.

*Ten o'clock Council met.*

Mr. Reeve presented a Memorial from sundry inhabitants of the counties of Somerset and Middlesex, praying that the Legislature would give proper encouragement to the culture of the Mulberry tree, and the raising of silk.

Which petition was read—and  
Ordered, To lie on the table.

Council went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council,  
That the House of Assembly have passed a bill entitled,  
“An act for the relief of James Lanning, of the county of Burlington,”

To which bill  
The assent of Council is requested.  
The bill from the House of Assembly entitled,  
“An act for the relief of James Lanning, of the county of Burlington,”

Was read—  
Ordered, That said bill be  
Referred to the committee on Claims and Revolutionary Pensions,  
And have  
A second reading.

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Council went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

Council adjourned till ten o'clock to-morrow morning.

---

WEDNESDAY, January 31, 1838.

*At ten o'clock Council met.*

The bill from the House of Assembly entitled,  
"An act to provide for the appointment of Commissioners to investigate the situation and affairs of the President, Directors and Company of the Paterson Bank,"

Was taken up—

Considered by sections,  
And amended.

Ordered, That said bill have a third reading.

The bill from the House of Assembly entitled,

"An act to repeal so much of certain acts therein named as prohibit

the issue and circulation of notes of incorporated banks of this State, and in the city of New-York, under the denomination of five dollars,"

Was taken up—

Ordered, That the vote by which said bill had been ordered to a third reading be re-considered, for the purpose of amendment.

Which said bill having been amended—

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

"An act to provide for the appointment of Commissioners to investigate the situation and affairs of the President, Directors and Company, of the Paterson Bank,"

Was read a third time.

On the question, Shall this bill pass ?

It was decided in the affirmative by the votes of all the members present, as follows :

#### YEAS.

Messrs. Demarest,	Moore,
Chetwood,	Brittin,
McDowell,	Stratton,
Kirkpatrick,	Morris,
Irck,	Kennedy,
Smallwood,	Parsons, (V. P.)
Reeve,	
Thompson,	Walker.—15.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

The fifteenth Rule being dispensed with (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

"An act to repeal so much of certain acts therein named, as pro-

hibit the issue and circulation of notes of incorporated Banks of this State and the city of New-York, under the denomination of five dollars."

Was read a third time as amended.

On the question, Shall this bill pass ?

It was decided in the affirmative, as follows, viz :

YEAS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—9.

NAYS.

Messrs. Demarest,  
Moore,  
Morris,

Stratton,  
Kennedy,  
Walker.—6.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With amendments—

To which amendments

The assent of the House of Assembly is requested

Council went into a Court of Appeals.

After some time spent therein,

Council came to order.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following bills from Council, viz :

“ A further Supplement to an act entitled,

An act to incorporate the New-Jersey Turnpike Company,”—and

“ A Supplement to an act entitled,

"An act to incorporate the Mechanics' Insurance Company, of the county of Essex,"

Without amendment.

Also, That the House of Assembly have passed The bills entitled,

"An act to regulate the selling of Grain,"

"An act to reduce the Capital Stock of the State Bank at Camden," and—

"An act to divide the township of Galloway, in the county of Atlantic, into two townships,"

To which bills

The assent of Council is requested.

Also, That the House of Assembly have agreed to the amendments made by Council to

The bill entitled,

"An act to repeal so much of certain acts therein named, as prohibit the issue and circulation of notes of incorporated Banks of this State and the city of New-York, under the denomination of five dollars."

And have caused said bill to be re-engrossed.

Council went into a Court of Appeals, and after some time spent therein,

Council came to order.

Council adjourned to three o'clock this afternoon.

---

*Three o'clock Council met.*

The bill from the House of Assembly entitled, "An act to regulate the selling of Grain,"

Was read.

15 A

Ordered, That the same have a second reading—and be  
Referred to the committee on Agriculture.

The bill from the House of Assembly entitled,  
“An act to reduce the Capital Stock of the State Bank at Camden,”  
Was read.

Ordered a second reading—and to be  
Referred to the committee on Corporations.

The bill from the House of Assembly entitled,  
“An act to divide the township of Galloway, in the county of At-  
lantic, into two townships,”

Was read.

Ordered. That said bill have a second reading—and be  
Referred to the committee on Corporations.

Council then went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

Council adjourned till ten o'clock to-morrow morning.

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THURSDAY, February 1, 1838.

*Ten o'clock Council met.*

Mr. Kirkpatrick presented a Memorial from sundry citizens of the county of Morris, asking Legislative aid in relation to the appointment of Judges of Appeal, in cases of assessment on those who are bene-

fited by the ditching and draining of the Bog and Fly Meadows, in Pequannock township, in Morris county,

Which petition was read—and

Referred to Messrs. Kirkpatrick and Brittin.

Mr. Demarest presented the petition of the President and Directors of the Hackensack and Fort Lee Turnpike Company, in the county of Bergen, praying the Legislature to extend the time limited for the completion of said Turnpike road,

Which petition was read—and

Referred to the committee on Corporations.

Mr. Irick presented a petition from Mary Mortimer, of the county of Burlington, for a divorce from her husband, Randolph Mortimer,

Which was referred to Messrs. Irick and Dayton.

Mr. McDowell, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

“An act to regulate the selling of Grain,”

Reported the same

Without amendment.

Council then went into a Court of Appeals,

And after some time spent therein,

Council came to order.

Council adjourned to three o'clock this afternoon.

---

*Three o'clock Council met.*

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following bills from Council, viz :

"An act authorizing a sale of a part of the State lands at Paterson, for the purposes of several Cemeteries,"—and

"An act for the relief of Josiah Hunt, a soldier of the Revolution,"

With an amendment.

To which amendments

The assent of Council is requested.

Also, That the House of Assembly have passed

The bill from Council entitled,

"An act to change the time of holding certain Courts in the county of Atlantic,"

Without amendment.

The engrossed bill entitled,

"An act authorizing a sale of a part of the State lands at Paterson, for the purpose of several Cemeteries,"

Was taken up.

The amendments made in the House of Assembly to said bill

Were read—and

Agreed to.

Ordered, That said bill be re-engrossed.

The engrossed bill entitled,

"An act for the relief of Josiah Hunt, a soldier of the Revolution,"

Was taken up.

The amendments made in the House of Assembly to said bill,

Were read—and

Agreed to.

Ordered, That said bill be re-engrossed.

Council then went into a Court of Appeals,

And after some time spent therein,

Council came to order.

Council adjourned to half-past nine o'clock to-morrow morning.

FRIDAY, February 2, 1838.

*Half-past Nine o'clock Council met.*

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have agreed to the amendments made by Council to

The bill entitled,

"An act to provide for the appointment of Commissioners to investigate the situation and affairs of the President, Directors and Company, of the Paterson Bank,"

And have caused said bill to be re-engrossed.

Mr. Smallwood presented a Memorial from the Judges of the Inferior Court of Common Pleas, of the county of Gloucester, praying for "a change in the organization" of the Courts of Common Pleas, in the State of New-Jersey,"

Which was read—and

Referred to the committee on the Judiciary.

The re-engrossed bill entitled,

"An act authorising a sale of a part of the State lands at Paterson, for the purpose of several Cemeteries,"

Was read a third time.

On the question, shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,

Moore,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to the amendments made in the House of Assembly to said bill—and

Have caused said bill to be re-engrossed.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed

The following bills, viz :

“An act to erect parts of the counties of Hunterdon, Burlington, Middlesex and Somerset, into a new County, to be called the county of Mercer,”

“An act further to alter and amend the Charter of the City of New-Brunswick,”—and

“An act authorizing Joseph I. Westbrook, one of the administrators of Benjamin Westbrook, deceased, to convey certain lands therein named,”

To which bills

The assent of Council is requested.

The bill from the House of Assembly entitled,

“An act to erect parts of the counties of Hunterdon, Burlington, Middlesex and Somerset, into a new county, to be called the county of Mercer,”

Was read.

Ordered, That said bill have a second reading.

The bill from the House of Assembly entitled,

“An act further to alter and amend the Charter of the City of New-Brunswick,”

Was read.

Ordered, That said bill be referred to the committee on Corporations—and have

A second reading.

The bill from the House of Assembly entitled,

“An act authorizing Joseph I. Westbrook, one of the administrators of Benjamin Westbrook, deceased, to convey certain lands therein named,”

Was read—

Ordered, That said bill be referred to the Committee on the Judiciary—and have

A second reading.

Council then went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

Council adjourned to three o'clock, P. M.

---

*At three o'clock Council met.*

Mr. Brittin, from the committee on Corporations, to whom had been referred

The petition of the President, and Directors of the Hackensack and Fort Lee Turnpike Company,

Reported a bill entitled,

“A Supplement to an act entitled,

An act to incorporate the Hackensack and Fort Lee Turnpike Company, in the county of Bergen, passed the twenty-third day of February, 1828,”

Which bill was read.

Ordered, That said bill have a second reading.

Mr. Brittin, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

“An act to divide the township of Galloway, in the county of Atlantic, into two townships,”

Reported the same

Without amendment.

Mr. Brittin, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

“An act to reduce the Capital Stock of the State Bank at Camden,”

Reported the same

Without amendment.

The re-engrossed bill entitled,

An act authorizing a sale of a part of the State lands at Paterson,  
for the purpose of several Cemeteries,"

Was read a third time, compared—and  
Postponed.

On motion of Mr. Chetwood,  
The bill from the House of Assembly entitled,  
"An act to erect parts of the counties of Hunterdon, Burlington,  
Middlesex and Somerset, into a new county, to be called the county of  
Mercer,"

Was taken up—and  
Referred to a Special Committee, consisting of Messrs. Kirkpatrick,  
McDowell, Moore and Irick.

Council then went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

Council adjourned to Wednesday next at ten o'clock in the forenoon.

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WEDNESDAY, February 7, 1838.

*Ten o'clock Council met.*

A quorum of Members not being present,

Council adjourned to three o'clock this afternoon.

*Three o'clock Council met.*

A quorum of members not being present,

Council adjourned to ten o'clock to-morrow morning.

---

THURSDAY, February 8, 1838.

*At ten o'clock Council met.*

Mr. Kirkpatrick presented the proceedings of a meeting of persons held at Kingston, on the 31st ult., in opposition to the new county of Mercer embracing any part of Somerset or Middlesex counties; but asking for a new county to be set off entirely from the counties of Somerset and Middlesex,

Which was read—and

Referred to the committee to whom the bill for erecting a new county, to be called Mercer, had been referred.

Mr. Kirkpatrick presented a remonstrance from sundry citizens of Somerset and Middlesex counties, against the county of Mercer.

Which was read—and

Referred to the Committee on that subject.

Mr. McDowell presented similar remonstrances, from sundry citizens of Middlesex county, against the county of Mercer,

Which were read—and

Referred to the Committee on that subject.

Mr. McDowell presented a petition from sundry inhabitants of the City of New-Brunswick, praying for an alteration of their City Charter,

Which petition was read—and

Referred to the Committee on Corporations.

The Vice-President presented a petition from sundry citizens of Manchester township, in the county of Passaic, praying for a law requiring that Town Meetings, in future, shall be held by ballot, and no other way,

Which was read—and

Referred to the committee on the Judiciary.

Mr. Smallwood presented a petition from sundry citizens of the county of Gloucester, praying for the passage of a law to prevent Horse Racing in this State,

Which was read—and

Ordered, To lie on the table.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bill entitled,

“An act to allow John Coryell to use the surplus waters of the Delaware and Raritan Canal Company, at Lambertville,”

Reported the same

With amendments.

The Vice-President, with leave, presented

A bill entitled,

“An act to set off from the township of Harrington, in the county of Bergen, a new township, to be called the township of Steuben,”

Which bill was read—and

Referred to the committee on Corporations.

The bill entitled,

“A Supplement to an act entitled,

An act to incorporate the Hackensack and Fort Lee Turnpike Company, in the county of Bergen, passed the twenty-third day of January, 1828,”

Was read a second time, considered—and

Ordered, That said bill be engrossed, and have a third reading.

The bill from the House of Assembly entitled,

“A Supplement to an act entitled,

An act to authorize Henry B. White, Isaac P. White, and Eseck T. White, surviving heirs at law of Eseck White, deceased, to fulfil certain contracts for the sale of several lots of land to persons therein named,"

Was read a second time—

Considered by sections—and  
Ordered, A third reading.

The bill from the House of Assembly entitled,

"An act to incorporate the Jefferson Machine Works,"

Was read a second time—and

Considered by sections.

Ordered, That the bill have a third reading.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed a Joint Resolution relative to the purchase of five hundred copies of a Digest of the public laws of this State, by Lucius Q. C. Elmer, Esquire,

And that the House of Assembly have also passed  
The bills entitled,

"A Supplement to the act entitled, An act to ascertain the power and authority of the Ordinary and his Surrogates, to regulate the jurisdiction of the prerogative Courts, and to establish an Orphans' Court in the several counties of this State"—and

"An act to authorize the partition of the Real Estate whereof Anthony Taylor died seized,"

To which Joint Resolution-and Bills  
The assent of Council is requested.

The Joint Resolution from the House of Assembly relative to the purchase of five hundred copies of a Digest of the Public Laws of this State, by Lucius Q. C. Elmer, Esquire,

Was read.

Ordered, That said Joint Resolution be  
Referred to the committee on the Judiciary—and have  
A second reading.

The bill from the House of Assembly, entitled,

"An act to authorize the partition of the Real Estate whereof Anthony Taylor died seized,"

Was read.

Ordered, That said bill be

Referred to the committee on the Judiciary—and have  
A second reading.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following bills, viz :  
“An act to facilitate the administration of justice,”—and

An act to provide for the more equal and just representation of the several counties of this State, in the General Assembly,

To which bills

The assent of Council is requested.

The bill from the House of Assembly entitled,

“An act to facilitate the administration of justice,”

Was read.

Ordered, That said bill have a second reading—and be Referred to the committee on the Judiciary.

The bill from the House of Assembly entitled,

“An act to provide for the more equal and just representation of the several counties in this State, in the General Assembly,”

Was read.

Ordered, That the same have a second reading—and be Referred to the committee on Corporations.

The bill from the House of Assembly entitled,  
“An act to regulate the selling of Grain,”

Was read a second time, considered—and Postponed.

The bill from the House of Assembly entitled,

“An act to divide the township of Galloway, in the county of Atlantic, into two townships,”

Was read a second time—and Considered by sections.

Ordered, That the consideration of said bill be Postponed.

The bill from the House of Assembly entitled,

“An act to reduce the Capital Stock of the State Bank at Camden,”

Was read a second time—and Considered by sections.

Ordered, That said bill have a third reading.

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Mr. Dayton presented a petition from James Hay, in relation to the estate of John G. Leak, deceased,

Which petition was read—and

Referred to Messrs. Dayton, Kirkpatrick and Chetwood.

Messrs. Stratton and Smallwood presented petitions from sundry inhabitants of the counties of Cumberland and Gloucester, praying for a law to abolish Capital Punishment in this State,

Which petitions were read—and

Ordered, To lie on the table.

Mr. Demarest presented a petition from John Newkirk, Jun. for a divorce,

Which petition was read.

Ordered, That said petition be referred to Messrs. Demarest and Stratton.

Mr. Reeve, from the committee on Claims and Revolutionary Pensions, to whom had been referred

The bill from the House of Assembly entitled,

“An act for the relief of James Lanning, of the county of Burlington,”

Reported the same

Without amendment.

Mr. Brittin, from the committee on Corporations, to whom had been referred

The bill entitled,

“An act to set off from the township of Harrington, in the county of Bergen, a new township, to be called the township of Steuben,”

Reported the same

Without amendment.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,

“An act to authorize the partition of the Real Estate whereof Anthony Taylor died seized,”—and

“A Supplement to an act entitled,

An act to ascertain the power and authority of the Ordinary and his Surrogates, to regulate the jurisdiction of the prerogative Courts, and to establish an Orphans' Court in the several counties of this State,

Reported the same

Without amendment.

Mr. Reeve, from the committee on Claims and Revolutionary Pensions, to whom had been referred,

The petition of William Courter,

Reported a bill entitled,

"An act for the relief of William Courter, of the county of Bergen."

The bill entitled,

A Supplement to an Act entitled,

"An act directing the descent of Real Estate,"

Was taken up, read—and

Postponed.

Mr. Demarest presented a petition from John Walling, a soldier of the Revolution, praying for a pension,

Which petition was read—and

Referred to the committee on Claims and Revolutionary Pensions.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed a bill entitled,

"An act to prevent frauds in the manifests of vessels navigating the Delaware and Raritan Canal."

To which bill

The assent of Council is requested.

The bill from the House of Assembly entitled,

"An act to prevent frauds in the manifests of vessels navigating the Delaware and Raritan Canal,"

Was read.

Ordered, That said bill be referred to the Committee on Corporations—and have

A second reading.

Council adjourned till ten o'clock to-morrow morning.

FRIDAY, February 9, 1838.

*Ten o'clock Council met.*

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bills from the House of Assembly entitled,

“An act to prevent frauds in the manifests of vessels navigating the Delaware and Raritan Canal,”—and

“An act to provide for the more equal and just representation of the several counties in this State in the General Assembly,”

Reported the same

Without amendment.

Mr. Dayton, from the Committee on the Judiciary, to whom had been referred

The bills from the House of Assembly entitled,

“An act to facilitate the administration of justice,”—and

“An act authorizing Joseph I. Westbrook, one of the administrators of Benjamin Westbrook, deceased, to convey certain lands therein named,”

Reported the same

Without amendment.

Mr. Irick, to whom had been referred the petition of Mary Mortimer, for a divorce from her husband, Randolph Mortimer,

Reported a bill entitled,

“An act to divorce Mary Mortimer, from her husband, Randolph Mortimer,”

Which bill was read.

Ordered, That said bill have a second reading—and

The printing be dispensed with.

The engrossed bill entitled,

“A Supplement to an act entitled,

An act to incorporate the Hackensack and Fort Lee Turnpike Com.

pany, in the county of Bergen, passed the twenty-third day of January, 1828,"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, viz :

YEAS.

<u>Messrs.</u> Demarest,	Irick,
McDowell,	Smallwood,
Dayton,	Brittin,
Reeve,	Stratton,
Thompson,	Morris,
Moore,	Parsons, (V. P.)—13.
Kirkpatrick,	

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

A Supplement to an act entitled,

"An act to authorize Henry B. White, Isaac P. White, and Eseck T. White, surviving heirs at law of Eseck White, deceased, to fulfil certain contracts for the sale of several lots of land to the persons therein named,"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, as follows, viz :

YEAS.

<u>Messrs.</u> Demarest,	Thompson,
McDowell,	Moore,
Dayton,	Brittin,
Kirkpatrick,	Stratton,
Irick,	Morris,
Smallwood,	Parsons, (V. P.)—13.
Reeve,	

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

“An act to reduce the Capital Stock of the State Bank at Camden,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)—13.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

“An act to incorporate the Jefferson Machine Works,”

Was read a third time.

Ordered, That the consideration of said bill be postponed.

The bill entitled,

“An act to renew the Charter of the Trenton Bank,”

Was read a second time—

Considered by sections, amended—and

Ordered, To be engrossed for a third reading.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed the bill from Council entitled,

“A further Supplement to an act entitled,

An act to incorporate the Elizabethtown and Somerville Rail Road

Company, passed the 9th of February, 1831,"

Without amendments.

And that the House of Assembly have also passed

A bill entitled,

"An act to incorporate the Trenton Cemetery Company,"

To which bill

The assent of Council is requested.

The bill from the House of Assembly entitled,

"An act to incorporate the Trenton Cemetery Company,"

Was read—and

Referred to the committee on Corporations.

Ordered, That said bill have a second reading.

The bill from the House of Assembly entitled,

An act to authorize the partition of the Real Estate whereof Anthony Taylor died seized,"

Was read a second time—and

The consideration of it progressed in.

Ordered, That the further consideration of said bill be postponed.

The bill entitled,

"An act to repeal the first section of the act entitled, An act supplementary to the act making provision for carrying into effect the act for the punishment of Crimes, passed the 23d of February, 1829."

Was read a second time, considered—and

Postponed.

The bill entitled,

"Supplement to an act entitled,

An act directing the descent of Real Estate,"

Was taken up, considered by sections—and

Ordered, That the same be engrossed for a third reading.

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Mr. Demarest, from the committee to whom had been referred  
The petition of John Newkirk, Jr. for a divorce,  
Reported a bill entitled,  
"An act to dissolve the marriage contract between John Newkirk,  
Jr. and his wife, Sarah Newkirk."

Which bill was read.

Ordered, That said bill have a second reading.

Ordered, That the printing of said bill be dispensed with.

Mr. Brittin, from the Committee to whom had been referred  
The bill from the House of Assembly entitled,

"An act further to alter and amend the Charter of the City of New-  
Brunswick,"

Reported the same

Without amendment.

Mr. Reeve, from the committee on Claims and Revolutionary Pen-  
sions, to whom had been referred

The petition of John Walling, a soldier of the Revolution,

Reported a bill entitled,

"An act for the relief of John Walling, of the county of Bergen,"

Which bill was read.

Ordered, To have a second reading.

Ordered, That the printing of said bill be dispensed with.

The bill entitled,

"An act for the relief of William Courter, of the county of Ber-  
gen,"

Was read a second time—and

Considered.

Ordered, That said bill be engrossed for a third reading.

Mr. Demarest presented a petition from Samuel Swartwout, praying  
for an act of incorporation, authorizing him to purchase and fill up cer-  
tain low ground in the vicinity of Jersey City, opposite New-York,

Which was read—and

Referred to the committee on Corporations.

Mr. Demarest presented a petition from John Engle, who says he was appointed a Trustee to manage and take care of the property of John G. Leak, deceased, complaining of "gross injustice" having "been practised against this State; and also, that great injustice has been, and is about to be, further practised upon the Estate" of John G. Leak, deceased, by the Commissioners appointed by the last Legislature, to investigate and adjudicate the claims to the property formerly belonging to John G. Leak, deceased.

And said John Engle, Trustee, prays that a further inquiry may be instituted for the purpose of bringing the aggressors to justice,

Which was read—and

Referred to the Select Committee on that subject.

The bill from the House of Assembly entitled,

"An act to authorize the partition of the Real Estate whereof Anthony Taylor died seized," —

Was taken up,

Read a second time—and

Considered by sections.

Ordered, To a third reading.

The bill from the House of Assembly entitled,

"An act to incorporate the Jefferson Machine Works,"

Was taken up, considered—and

Amended.

Ordered, That said bill have a third reading.

The bill from the House of Assembly entitled,

"An act for the relief of James Lanning, of the county of Burlington,"

Was taken up—and

Considered.

Ordered, That the further consideration thereof be

Postponed.

Council adjourned till ten o'clock to-morrow morning.

SATURDAY, February 10, 1838.

*Ten o'clock Council met.*

Mr. Chetwood presented a petition from sundry citizens of Essex and Middlesex counties, praying for a law to abolish Capital Punishments in this State,

Which petition was read—and  
Ordered, To lie on the table.

The bill from the House of Assembly entitled,  
“An act to authorize the partition of the Real Estate whereof Anthony Taylor died seized,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest, Chetwood, McDowell, Dayton, Kirkpatrick,	Morris, Smallwood, Moore, Stratton, Parsons, (V. P.)—10.
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Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The engrossed bill entitled,  
“Supplement to an act entitled,  
An act directing the descent of Real Estate,”  
Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,

Smallwood,  
Moore,  
Stratton,  
Morris,  
Parsons, (V. P.)—10.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill entitled,

“An act to set-off from the township of Harrington, in the county of Bergen, a new township, to be called the township of Steuben,”

Was taken up, progressed in—and

Postponed.

The bill from the House of Assembly entitled,

“An act to regulate the selling of Grain,”

Was taken up, considered, amended—and

Ordered, That said bill have a third reading.

The bill from the House of Assembly entitled,

“An act to divide the township of Galloway, in the county of Atlantic, into two townships,”

Was taken up—and

The consideration of it progressed in—

On motion to amend said bill, by striking out *Mullica* and inserting *Pulaski*, as the name of one of the townships about to be created,

The Yeas and Nays thereon being required to be entered on the Journal were as follows, viz :

YEAS.

Messrs. Chetwood,  
Dayton,

Parsons, (V. P.)—3.

## NAYS.

Messrs. McDowell,  
Kirkpatrick,  
Smallwood,

Moore,  
Stratton,  
Morris.—6.

So it was determined in the negative.

On motion, the further consideration of said bill was postponed.

The bill entitled,

“An act to dissolve the marriage contract between John Newkirk, Jr. and his wife, Sarah Newkirk,”

Was read a second time—and

Amended.

Ordered, That said bill be engrossed, and have a third reading.

Council adjourned till three o'clock, P. M. on Monday.

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MONDAY, February 12, 1828.

*Three o'clock, P. M. Council met.*

Mr. Stratton presented a petition from sundry citizens of Cumberland county, praying for an alteration in the law respecting the draining of Marsh Meadows,

Which was read—and

Referred to the committee on the Judiciary.

The bill from the House of Assembly entitled,

“An act authorizing Joseph I. Westbrook, one of the administrators of Benjamin Westbrook, deceased, to convey certain lands therein named,”

Was read a second time—and  
Considered.

Ordered, That said bill have a third reading.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed

A bill entitled,  
"An act respecting the office of Treasurer,"

To which bill  
The assent of Council is requested.

The bill from the House of Assembly entitled,  
"An act respecting the office of Treasurer,"

Was read.

Ordered, a second reading.

The Joint Resolution from the House of Assembly relative to the purchase of five hundred copies of a Digest of the Public Laws of this State, by Lucius Q. C. Elmer, Esquire,

Was read a second time.

Ordered, That said Joint Resolution have a third reading.

The bill from the House of Assembly entitled,  
"An act to provide for the more equal and just representation of the several counties in this State, in the General Assembly,"

Was read a second time.

Ordered, That said bill have a third reading.

Mr. Chetwood, with leave, presented a bill entitled,  
"Supplement to an act entitled,

An act to establish and regulate Pilots for the ports of Jersey City, Newark and Perth Amboy, by the way of Sandy Hook, passed February 8, 1837,"

Which was read.

Ordered, A second reading.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred the bill entitled,

"An act to divorce Walter Greacen from his wife, Fanny Greacen,"

Reported adverse to said bill.

The bill from the House of Assembly entitled,

"An act to prevent frauds in the manifests of vessels navigating the Delaware and Raritan Canal,"

Was read a second time—and  
Amended.

Ordered, That said bill have a third reading.

The bill entitled,

“An act to authorize a Trustee therein named to sell certain Real Estate, of which Peter Uptegrove died seized,”

Was taken up—and

On motion of Mr. Morris,

Ordered, That said bill be dismissed from the files of Council—and that the petitioner have leave to withdraw the papers and documents accompanying the same.

The bill entitled,

“An act to incorporate the Nottingham Manufacturing Company,”

Was taken up—and

While under consideration, was, on motion,

Postponed.

The bill entitled,

“Supplement to an act entitled,

An act to incorporate the Bridgewater Copper Mining Company, passed December 8th, one thousand eight hundred and thirty-seven,”

Was read a second time—and

Considered by sections.

Ordered, That said bill be engrossed, for a third reading.

The bill entitled,

“An act for the relief of John Walling, of the county of Bergen,”

Was read a second time—and

Considered.

Ordered, To be engrossed for a third reading.

Council adjourned to ten o'clock to-morrow morning.

TUESDAY, February 13, 1838.

*Ten o'clock Council met.*

Mr. Chetwood presented a petition from the Directors of the New Jersey Insurance Company, in the county of Essex, praying for a supplement to their Charter,

Which petition was read—and

Referred to the committee on Corporations.

Mr. Demarest presented a petition from Charity Hopper, Administratrix, and Abraham Van Horne, Administrator, of the estate of Jacob I. Hopper, deceased, for a law to authorize them to execute certain contracts made by said Jacob I. Hopper, in his life time,

Which petition was read—and

Referred to the committee on the Judiciary.

Mr. Chetwood presented a petition from sundry inhabitants of Essex county, praying for a law to abolish the punishment of death for certain offences,

Which petition was read—and

Ordered, That it lie on the table.

Mr. McDowell presented the proceedings of a meeting of the citizens of New-Brunswick, in relation to their City Charter.

Which were read—and

Ordered, To lie on the table.

The Vice-President presented a petition from sundry citizens of Bergen county, praying for an alteration in the division line of the counties of Bergen and Passaic, so as to embrace part of the township of Franklin, in the county of Passaic,

Which petition was read—and

Referred to Messrs. Chetwood and Demarest.

Mr. Kirkpatrick presented a petition from sundry inhabitants of the township of Bernards, county of Somerset, praying for additional restrictions in the granting of licenses for Taverns,

Which was read—and  
Ordered, To lie on the table.

Mr. Brittin, from the Committee on Corporations to whom had been referred

The petition of Samuel Swartwout, in relation to improvements near Hoboken,

Reported a bill entitled,

“An act to incorporate the Bergen Land and Improvement Company,”

Which bill was read.

Ordered, That the same have a second reading,  
The bill from the House of Assembly entitled,  
“An act to incorporate the Jefferson Machine Works,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,	Reeve,
Chetwood,	Moore,
McDowell,	Brittin,
Dayton,	Stratton,
Kirkpatrick,	Morris,
Irick,	Parsons, (V. P.)—12.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments—

To which amendments

The assent of the House of Assembly is requested.

The bill from the House of Assembly entitled,

“An act authorizing Joseph I. Westbrook, one of the Administrators of Benjamin Westbrook, deceased, to convey certain lands therein named,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, as follows :

## YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)—12.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill entitled,

“Supplement to an act entitled,

“An act to establish and regulate Pilots, for the Ports of Jersey City, Newark and Perth Amboy, by the way of Sandy Hook, passed February eighth, eighteen hundred and thirty-seven,”

Was read a second time—and

Amended.

Ordered, That said bill be engrossed for a third reading.

The bill entitled,

“An act to allow John Coryell to use the surplus waters of the Delaware and Raritan Canal Company, at Lambertville,”

Was read a second time—and

Considered.

Ordered, That said bill be engrossed, and have a third reading.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed

The following bills, viz :

“An relative to Alien Passengers arriving in this State,”—and

“An act to incorporate the Belleville Academy,”

To which bills

The assent of Council is requested.

And that the House of Assembly have passed the bill from Council entitled,

Supplement to an act entitled,

“An act to incorporate the Hackensack and Fort Lee Turnpike Company, in the county of Bergen, passed the twenty-third day of January, 1828.”

Without amendment.

The bill from the House of Assembly entitled,  
"An act relative to Alien Passengers arriving in this State,"  
Was read—and

Referred to the committee on the Judiciary—and  
Ordered, A second reading.

The bill from the House of Assembly entitled,  
"An act to incorporate the Belleville Academy,"  
Was read.

Ordered, That said bill be referred to the committee on Corporations—and have

A second reading.

Mr. Brittin, from the Committee to whom had been referred  
The petition of the New-Jersey Insurance Company,  
Reported a bill entitled,  
"A Supplement to an act entitled,  
An act to incorporate the New-Jersey Insurance Company, in the  
County of Essex,"

Which bill was read—

Ordered, That said bill have a second reading.

The bill entitled,  
"An act to set off from the township of Harrington, in the county  
of Bergen, a new township, to be called the township of Steuben,"

Was taken up—and

Amended.

On motion of Mr. Demarest,

The Yeas and Nays were required to be entered on the Journal,  
on an amendment offered by him to said bill, which were as follows, viz :

#### YEAS.

Messrs. Demarest,  
Moore,

Stratton,  
Morris.—4.

#### NAYS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,

Smallwood,  
Reeve,  
Brittin,  
Parsons, (V. P.)—9.

So it was determined in the negative.

On motion said bill was postponed till afternoon.

The fifteenth rule having been dispensed with (two-thirds of Council concurring,) —

The engrossed bill entitled,

“ A Supplement to the act entitled,

An act to establish and regulate Pilots, for the ports of Jersey City, Newark and Perth Amboy, by the way of Sandy Hook, passed February 8th, eighteen hundred and thirty-seven,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,

Reeve,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)—13.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

Council adjourned to three o'clock this afternoon.

*Three o'clock Council met.*

Mr. Reeve presented a petition in favor of a law for abolishing the punishment of death in certain cases,

Which was read—and

Ordered, To lie on the table.

Mr. Chetwood presented a petition from the Trustees of the first Presbyterian Church of Elizabethtown, praying for a law authorizing them to levy by an equitable assessment on the Pews, such annuity as may, from time to time, be necessary for the finances of said Church,

Which was read—and

Ordered, That said bill be referred to the committee on Corporations.

Mr. Smallwood presented a petition from sundry inhabitants of Medford, in the county of Burlington, praying for the abolition of Capital Punishment,

Which was read—and

Ordered, To lie on the table.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,

“An act relative to Alien Passengers arriving in this State,

Reported the same

Without amendment.

Mr. Dayton, from the special Committee to whom had been referred the petition of John Engle and James Hay, in relation to the estate of John G. Leak, deceased, made a report

Adverse to the prayer of the petitioners.

Mr. Kirkpatrick, from the special Committee to whom had been referred

The bill from the House of Assembly entitled,

“An act to erect parts of the counties of Hunterdon, Burlington, Middlesex and Somerset, into a new County, to be called the county of Mercer,”

Reported the same  
Without amendment.

The bill from the House of Assembly entitled,  
"An act to regulate the selling of Grain,"  
Was read a third time.

On the question, Shall this bill pass ?  
It was determined in the affirmative as follows, viz :

**YEAS.**

Messrs. Demarest,	Reeve,
Chetwood,	Moore,
McDowell,	Brittin,
Dayton,	Stratton,
Kirkpatrick,	Morris,
Irick,	Parsons, (V. P.)—12.

**NAY.**

Smallwood.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

The engrossed bill entitled,

"An act to dissolve the marriage contract between John Newkirk, Jr. and his wife, Sarah Newkirk,"

Was read a third time.

On the question, Shall this bill pass ?

It was decided in the negative as follows, viz :

**YEA.**

**Mr. Demarest.**

## NAYS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)—12.

Ordered, That said bill be dismissed from the files of Council.

On motion of Mr. Demarest,

Ordered, That the applicant have leave to withdraw his papers.

The bill entitled,

“An act to set off from the township of Harrington, in the county of Bergen, a new township, to be called the township of Steuben,”

Was taken up, amended—and

Ordered, To be engrossed, and have a third reading.

The bill from the House of Assembly entitled,

“An act further to alter and amend the Charter of the City of New-Brunswick,”

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

Mr. Brittin, from the Committee to whom had been referred

The petition of the Trustees of the first Presbyterian Church of Elizabethtown,

Reported a bill entitled,

“An act to authorize the Trustees of the first Presbyterian Church in Elizabethtown, to make assessment on their Pews,”

Which was read.

Ordered, A second reading.

The bill from the House of Assembly entitled,

“An act to facilitate the administration of justice,”

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

The bill from the House of Assembly entitled,

“An act to repeal an act entitled,

An act to authorize the sale of the Real Estate of Harmonus Speer,

late of the township of Bloomfield, in the county of Essex deceased;"

Was taken up, read a second time—and  
Considered.

Ordered, That said bill have a third reading.

Council adjourned to ten o'clock to-morrow-morning.

WEDNESDAY, February 14, 1838.

*At ten o'clock Council met.*

Mr. Dayton, from the Committee on the Judiciary, to whom had been referred

The petition of Charity Hopper, Administratrix, and Abraham Van Horne, Administrator of the estate of Jacob I. Hopper, deceased,

Reported a bill entitled,

"An act authorizing the Administrator and Administratrix of Jacob I. Hopper, deceased, to carry into effect certain contracts made by him for the sale and purchase of lands,"

Which bill was read—and

Ordered, That said bill have a second reading.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed the bill from Council entitled,

A Supplement to an act entitled,

An act to establish and regulate Pilots, for the Ports of Jersey City, Newark and Perth Amboy, by the way of Sandy Hook, passed February eighth, eighteen hundred and thirty-seven,"

Without amendment.

And that the House of Assembly have also passed bills entitled,  
 "An act for the relief of Robert Phares, of the county of Burlington,"—and

"A further Supplement to an act entitled,  
 An act for the instruction of indigent deaf and dumb persons, inhabitants of this State, passed the tenth day of November, eighteen hundred and twenty-one,"

To which bills  
 The assent of Council is requested.

The bill from the House of Assembly entitled,  
 "An act for the relief of Robert Phares, of the county of Burlington,"

Was read.

Ordered, That said bill be

Referred to the Committee on Claims and Revolutionary Pensions—  
 And have

A second reading.

The bill from the House of Assembly entitled,

"A further Supplement to an act entitled,  
 An act for the instruction of indigent deaf and dumb persons, inhabitants of this State, passed the tenth day of November, eighteen hundred and twenty-one,"

Was read.

Ordered, That said bill be

Referred to the committee on Education—and have

A second reading.

On motion of the Vice-President,

Leave was granted to John Engle and James Hay, to withdraw their papers, which had been presented to Council, and against which the Committee reported yesterday.

The engrossed bill entitled,

A Supplement to an Act entitled,

An act to incorporate the Bridgewater Copper Mining Company, passed December 8th, one thousand eight hundred and thirty-seven,"

Was read a third time.

On the question, shall this bill pass?

It was decided in the affirmative by a unanimous vote.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

"An act for the relief of John Walling, of the county of Bergen," Was called up, considered, the documents read, and, on motion, Ordered, To be postponed.

The engrossed bill entitled,

"An act to renew the Charter of the Trenton Bank,"

Was read a third time.

On the question, Shall this bill pass ?

It was decided in the affirmative, as follows, viz :

#### YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Kennedy,  
Parsons, (V. P.)  
Walker.—13.

#### NAYS.

Messrs. Demarest,  
Stratton,

Morris.—3.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

"An act to set off from the township of Harrington, in the county of Bergen, a new township, to be called the township of Steuben," Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

**YEAS.**

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irwick,

Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—10.

**NAYS.**

Messrs. Demarest,  
Moore,  
Stratton,

Morris,  
Kennedy,  
Walker.—6.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

“ A further Supplement to an act entitled,

An act to incorporate the Contributors to the Society for establishing Useful Manufactures, and for the further encouragement of said society, passed 22d November, 1791,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

**YEAS.**

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irwick,  
Smallwood,

Reeve,  
Thompson,  
Moore,  
Brittin,  
Parsons, (V. P.)—11.

## NAYS.

Messrs. Demarest,  
Stratton,  
Morris,

Kennedy,  
Walker.—5.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

“ An act further to alter and amend the Charter of the City of New-Brunswick,”

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative as follows, viz :

## YEAS.

Messrs. Chetwood,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,

McDowell,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—10.

## NAYS.

Messrs. Demarest,  
Moore,  
Stratton,

Morris,  
Kennedy,  
Walker.—6.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

“ An act to facilitate the administration of justice,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

YEAS.

**Messrs.** Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Morris,  
Parsons, (V. P.)  
Walker.—12.

NAYS.

**Messrs.** Demarest,  
Moore,

Stratton,  
Kennedy.—4,

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

An act to provide for the more equal and just representation of the several counties of this State, in the General Assembly,

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

**Messrs.** Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Walker.—11.

## NAYS.

Messrs. Demarest,  
Moore,  
Stratton,

Morris,  
Kennedy.—5.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The Joint Resolution from the House of Assembly relative to the purchase of five hundred copies of a Digest of the Public Laws of this State, by Lucius Q. C. Elmer, Esquire,

Was read a third time.

On the question, Shall this Joint Resolution pass ?

It was determined in the affirmative as follows, viz :

## YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Thompson,  
Irick,  
Smallwood,  
Reeve,

Moore,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

## NAY.

Mr. Kirkpatrick.

Ordered, That the President sign said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

Without amendment.

The bill from the House of Assembly entitled,

“ An act to prevent frauds in the manifests of vessels navigating the Delaware and Raritan Canal,”

Was read a third time as amended.

On the question, Shall this bill pass?

It was determined in the affirmative unanimously.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With amendments—

To which amendments

The assent of the House of Assembly is requested.

Council adjourned to three o'clock this afternoon.

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*At three o'clock Council met.*

Mr. Moore presented a petition from Sarah H. Patterson, for a divorce from her husband, Isaac Patterson,

Which petition was read—and

Referred to Messrs. Moore and Brittin.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,

“An act to incorporate the Belleville Academy,”

Reported the same

Without amendment.

Mr. Kennedy, from the committee on Education to whom had been referred

The bill from the House of Assembly entitled,

“A further Supplement to an act entitled,

An act for the instruction of indigent deaf and dumb persons, inhabitants of this State, passed the tenth day of November, eighteen hundred and twenty-one,”

Reported the same

Without amendments.

Mr. Brittin, from the Committee to whom had been referred  
The petition of sundry inhabitants of the township of Manchester,  
in favor of holding Town Meetings by ballot,

Reported a bill entitled,

A further supplement to an Act entitled,

"An act incorporating the Inhabitants of Townships, designating  
their powers, and regulating their meetings,"

Which bill was read.

Ordered, That said bill have a second reading.

The engrossed bill entitled,

"An act for the relief of William Courter, of the county of Ber-  
gen,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members  
present, viz :

#### YEAS.

Messrs. Demarest,  
Chetwood,  
Kirkpatrick,  
Irck,  
Smallwood,  
Moore,  
Brittin,

McDowell,  
Dayton,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that  
Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

"An act to repeal an act entitled, An act to authorize the sale of  
the real estate of Harmonus Speet, late of the township of Bloomfield,  
in the county of Essex, deceased,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative, as follows, viz :

## YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,  
Thompson,

Moore,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Walker.—13.

## NAYS.

Messrs. Demarest,

Parsons, (V.P.)—2.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The re-engrossed bill entitled,

“An act for the relief of Josiah Hunt, a soldier of the Revolution,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

## YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Smallwood,  
Thompson,

Moore,  
Brittin,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—13.

## NAYS.

Messrs. Irick,

Stratton.—2.

Ordered; That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to the amendments made in the House of Assembly—and

Ordered, That said bill be re-engrossed.

Council then went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

Council adjourned till ten o'clock to-morrow morning.

---

WEDNESDAY, February 15, 1838.

*Ten o'clock Council met.*

Council went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

Mr. Thompson presented a petition from sundry inhabitants of the county of Cape May, praying for a law to authorize an additional tax on Pedlars and petty Chapman,

Which petition was read—and

Referred to Messrs. Thompson and McDowell.

Mr. Morris presented a petition in favor of the encouragement of the culture of Silk.

Which petition was read—and

Referred to the committee on Agriculture.

The Vice-President presented a petition from Samuel G. Wheeler, for an act to incorporate a Manufacturing Company,

Which was read—and

Referred to the committee on Corporations.

Mr. Brittin presented a petition from sundry citizens of Morris county, praying for a law authorizing them to ditch and drain Bog Meadow and Swamp,

Which was read—and

Referred to the committee on Agriculture.

Mr. Smallwood presented a petition from sundry citizens of Burlington county, praying for a law to abolish the punishment of death in certain cases,

Which was read—and

Ordered, To lie on the table.

Mr. Smallwood also presented a petition from inhabitants of Burlington county, praying for a law against Horse Racing,

Which was read—and

Ordered, To lie on the table.

On motion, the following persons were appointed, by the Governor and Council, COMMISSIONERS OF PILOTAGE, viz :

JOHN F. ELLIS, of Jersey City, Bergen County,

WILLIAM A. HACKSTAFF, " "

LEWIS BOSWORTH, of Newark, Essex County,

BENJAMIN BEASTON, " "

J. D. WILLIAMSON, U. S. N., of Elizabethtown, Essex County,

LAWRENCE KEARNEY, U. S. N., of Perth Amboy, Middlesex County,

WILLIAM L. RODGERS, of Weston, Somerset County.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following bills, viz :

"An act to authorize the sale of Real Estate of persons who may become paupers,"

"An act to incorporate the Fairton Beneficial Society, of the county of Cumberland, New Jersey."

"An act to encourage the culture of Silk,"—and

"An act to carry into effect a certain agreement between the Board of Chosen Freeholders of the county of Somerset, the Georgetown and Franklin Turnpike, and the Delaware and Raritan Canal Company,"

To which bills

The assent of Council is requested.

And that the House of Assembly have agreed to the amendments made in Council to

The bill entitled,

"An act to incorporate the Jefferson Machine Works,"—and have Ordered, That said bill be re-engrossed.

The bill from the House of Assembly entitled,

"An act to authorize the sale of the Real Estate of persons who may become paupers,"

Was read.

Ordered, That said bill be

Referred to the committee on the Judiciary—and have A second reading.

The bill from the House of Assembly entitled,

"An act to incorporate the Fairton Beneficial Society, of the county of Cumberland, New-Jersey,"

Was read.

Ordered, That said bill be referred to the committee on Corporations—and have

A second reading.

The bill from the House of Assembly entitled,

"An act to encourage the culture of Silk,"

Was read.

Ordered, That the same have a second reading—and be Referred to the committee on Agriculture.

The bill from the House of Assembly entitled,

"An act to carry into effect a certain agreement between the Board of Chosen Freeholders of the county of Somerset, the Georgetown and Franklin Turnpike Company, and the Delaware and Raritan Canal Company,"

Was read.

Ordered, That said bill be referred to the committee on Corporations—and have

A second reading.

The bill from the House of Assembly entitled,

"An act to erect parts of the counties of Hunterdon, Burlington, Middlesex and Somerset, into a new county, to be called the county of Mercer,"

Was called up on its second reading—amendments were made thereto—and while said bill was under consideration,

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Council went into a Court of Appeals,  
And after some time spent therein,  
Council came to order.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred,

The petition of sundry inhabitants of the county of Cumberland,  
Reported a bill entitled,  
"A further Supplement to an act entitled,  
An act to enable the owners of Swamp, or Meadow, to drain the same, and to repeal a law heretofore made for that purpose,"

Which bill was read.

Ordered, A second reading.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,  
"An act to authorize the sale of the Real Estate of persons who may become Paupers,"

Reported the same

Without amendment.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The petition of Samuel G. Wheeler,  
Reported a bill entitled,  
"An act to incorporate the Monroe Manufacturing Company,"

Which bill was read.

Ordered, That said bill have a second reading.

Mr. Moore, from the Committee to whom had been referred the petition of Sarah H. Patterson, for a divorce,

Reported a bill entitled,

"An act to divorce Sarah H. Patterson, from her husband, Isaac Patterson,"

Which bill was read.

Ordered, A second reading.

The consideration of the bill from the House of Assembly entitled,  
"An act to erect parts of the counties of Hunterdon, Burlington,  
Middlesex and Somerset, into a new County, to be called the county  
of Mercer,"

Was resumed—

And after some time spent therein,  
On motion.

Ordered, That said bill be re-committed.

On motion of Mr. Chetwood,

The bill entitled,

"An act to repeal part of the act entitled,

An act to provide for the more equal and just representation of the  
several counties of this State in the General Assembly, passed the  
20th of February, 1830,"

Was dismissed from the files of Council.

The bill entitled,

"An act to divorce Mary Mortimer, from her husband, Randolph  
Mortimer,"

Was read a second time—and

Considered.

Ordered, To be engrossed for a third reading.

The bill entitled,

"An act to incorporate the Bergen Land and Improvement Com-  
pany,"

Was read a second time—and

Considered by sections.

Ordered, To be postponed.

The bill entitled,

"Supplement to an act entitled,

An act to incorporate the New-Jersey Insurance Company, in the  
County of Essex,"

Was read a second time—and

Considered.

Ordered, That said bill be engrossed, and have a third reading.

Council adjourned till ten o'clock to-morrow morning.

FRIDAY, February 16, 1838.

*Ten o'clock Council met.*

Mr. Brittin, from the committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,

“An act to carry into effect a certain agreement between the Board of Chosen Freeholders of the county of Somerset, the Georgetown and Franklin Turnpike Company, and the Delaware and Raritan Canal Company.”

Reported the same

Without amendment.

The engrossed bill entitled,

“A Supplement to an act entitled,

An act to incorporate the New-Jersey Insurance Company, in the county of Essex,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, as follows :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Thompson,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

19 A

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill entitled,

“Supplement to an act entitled,

An act to incorporate the Bergen Port Company, passed March 7th, 1847,”

Was taken up, read a second time—and

The consideration thereof progressed in.

Ordered, That the consideration of said bill be postponed.

The bill entitled,

“An act to incorporate the Bergen Land and Improvement Company,”

Was read a second time—and

Considered by sections.

Ordered, That said bill be engrossed, for a third reading.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed

A bill entitled,

“An act to incorporate Jersey City,”

To which bill

The assent of Council is requested.

And that the House of Assembly have agreed to the amendments made in Council to

The bills entitled,

“An act to regulate the selling of Grain,”—and

“An act to prevent frauds in the manifests of vessels navigating the Delaware and Raritan Canal,”

And have caused said bills to be re-engrossed.

The bill from the House of Assembly entitled,

“An act to incorporate Jersey City,”

Was read—and

Ordered, A second reading—and

Referred to the committee on Corporations.

The bill entitled,

“An act to authorize the Trustees of the first Presbyterian Church in Elizabethtown, to make assessment on their Pews,”

Was read a second time—and

Considered.

Ordered, That said bill be engrossed, and have a third reading.

The bill from the House of Assembly entitled,

"An act to change the name of Ezekiel Patterson, of Perth Amboy, in the county of Middlesex, to Ezekiel Montgomery Patterson,"

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

The bill from the House of Assembly entitled,

"An act for the relief of James Lanning, of the county of Burlington,"

Was read a second time—and

Considered.

Ordered, A third reading.

The bill from the House of Assembly entitled,

"An act to divide the township of Galloway, in the county of Atlantic, into two townships,"

Was taken up—and

While under consideration, Mr. Walker moved an amendment, to alter the boundary of said townships, on which

The Yeas and Nays thereon being required to be entered on the Journal, were as follows, viz :

YEAS.

Messrs. Demarest,  
Stratton,  
Morris,

Kennedy,  
Walker.—5.

NAYS.

Messrs. McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—6.

So it was determined in the negative.

Said bill having been amended—was

Ordered, To a third reading.

Mr. Kirkpatrick, with leave, presented,  
A bill entitled,

Supplement to an act entitled,

"An act to incorporate a Company to construct a Harbor on the New-Jersey shore of the Hudson River, passed the thirteenth day of March, one thousand eight hundred and thirty-seven,"

Which bill was read—

Ordered, That said bill have a second reading—and be Referred to the Committee on Corporations.

Mr. Smallwood, with leave, presented

A bill entitled,

"An act for the encouragement of the manufacture of Beet Sugar,"

Which was read.

Ordered a second reading—and to be

Referred to the committee on Agriculture.

The bill from the House of Assembly entitled,

"An act respecting the office of Treasurer,"

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring,) and

The bill from the House of Assembly entitled,

"An act respecting the office of Treasurer,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irict,  
Smallwood,  
Reeve,

Thompson,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)  
Walker.—13.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

Council adjourned to three o'clock this afternoon.

*Three o'clock, P. M. Council met.*

Mr. Brittin, from the Committee on Corporations to whom had been referred

The bill from the House of Assembly entitled,  
"An act to incorporate the Fairton Beneficial Society, of the county of Cumberland, New-Jersey."

Reported the same  
Without amendment.

Mr. Reeve, from the committee to whom had been referred  
The bill from the House of Assembly entitled,  
"An act for the relief of Nathan Elmer. of the county of Essex,"

Reported the same  
Without amendment.

The engrossed bill entitled,  
"An act to divorce Mary Mortimer, from her husband, Randolph Mortimer,"

Was read a third time.

On the question, Shall this bill pass ?  
It was decided in the negative as follows, viz :

**YEAS.**

Messrs. Kirkpatrick,  
Stratton,  
Kennedy,

Irick,  
Parsons, (V. P.)  
Walker.—6.

**NAYS.**

Messrs. Demarest,  
McDowell,  
Dayton,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Morris.—8.

Ordered, That said bill be dismissed.

Ordered, That the applicant have leave to withdraw her papers.

The fifteenth Rule was dispensed with, (two-thirds of the Council, concurring) and

The engrossed bill entitled,

“ An act to authorize the Trustees of the first Presbyterian Church in Elizabethtown, to make assessment on their Pews,”

Was read a third time.

On the question, shall this bill pass ?

It was determined in the affirmative as follows, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Morris,  
Kennedy,  
Parsons, (V.P.)—13.

NAYS.

Messrs. Stratton,

Walker.—2.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

“ An act relative to Alien Passengers arriving in this State,”

Was read a second time—and

The consideration thereof progressed in.

Ordered, That said bill be postponed and re-printed.

The bill from the House of Assembly entitled,

“ An act to incorporate the Belleville Academy,”

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The bill from the House of Assembly entitled,  
 "An act to incorporate the Belleville Academy,"  
 Was read a third time.

On the question, Shall this bill pass ?  
 It was decided in the affirmative by the votes of all the members  
 present, as follows :

## YEAS.

Messrs. Demarest,  
 Chetwood,  
 McDowell,  
 Dayton,  
 Kirkpatrick,  
 Irick,  
 Smallwood,  
 Reeve,

Thompson,  
 Brittin,  
 Stratton,  
 Morris,  
 Kennedy,  
 Parsons, (V. P.)  
 Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that  
 Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,  
 "A further Supplement to an act entitled,

An act for the instruction of indigent deaf and dumb persons, inhabitants of this State, passed the tenth day of November, eighteen hundred and twenty-one,"

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

The bill from the House of Assembly entitled,

"An act to carry into effect a certain agreement between the Board of Chosen Freeholders of the county of Somerset, the Georgetown and Franklin Turnpike Company, and the Delaware and Raritan Canal Company,"

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

The bill entitled,

"An act authorizing the Administrator and Administratrix of Jacob

I. Hopper, deceased, to carry into effect certain contracts made by him for the sale and purchase of lands,"

Was read a second time—and

Considered by sections.

Ordered, To be engrossed for a third reading.

The bill entitled,

" An act to incorporate the Monroe Manufacturing Company,"

Was read a second time—and

Considered by sections.

Ordered, That said bill be engrossed for a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The engrossed bill entitled,

" An act to divide the township of Galloway, in the county of Atlantic, into two townships,"

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

#### YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irwick,

Smallwood,  
Reeve,  
Brittin,  
Parsons, (V. P.)  
Thompson.—10.

#### NAYS.

Messrs. Demarest,  
Stratton,  
Morris,

Kennedy,  
Walker.—5.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments—

To which amendments

The assent of the House of Assembly is requested.

The fifteenth Rule being dispensed with (two-thirds of Council concurring)

The engrossed bill entitled,

“An act to incorporate the Bergen Land and Improvement Company,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz:

YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Brittin,  
Morris,  
Kenedy,  
Parsons, (V. P.)—11.

NAYS.

Messrs. Stratton,

Walker.—2.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

Council adjourned till three o'clock, P. M. on Monday.

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MONDAY, February 19, 1838.

Three o'clock Council met.

Mr. McDowell, from the committee to whom had been referred

The bill from the House of Assembly entitled,

“An act to encourage the culture of Silk,”

Reported the same

Without amendment.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following bills viz :

“An act to incorporate the Shrewsbury Mutual Fire Insurance Company,”

“An act granting certain privileges to Firemen attached to Fire Engines within the limits of the Rahway Fire Association,”

“An act to authorize the inhabitants of the Township of Egg Harbor, in the county of Atlantic, to build or repair Docks, or Wharves, and to charge Wharfage in certain cases,”

“An act for the relief of John Stiles, of the county of Morris,”

“An act for the relief of the owners of Meadow, lying above John Denn’s Bridge and Dam, in the county of Salem,”

“A Supplement to an act entitled,

An act to incorporate the Plainfield Mutual Fire Assurance Company, passed February 15th, 1834,”—

“A Joint Resolution authorizing the fitting up of a Room, with appropriate fixtures, for the reception of Minerals and Fossils,”

To which Bills and Joint Resolution,

The assent of Council is requested.

And that the House of Assembly have passed the bill from Council entitled,

“An act to incorporate the Boundbrook Mutual Assurance Fire Company, of Boundbrook, Somerset County,”

With sundry amendments.

To which amendments

The assent of Council is requested.

The bill from the House of Assembly, entitled,

“An act to incorporate the Shrewsbury Mutual Fire Assurance Company,”

Was read.

Ordered, That said bill have a second reading—and be

Referred to the committee on Corporations.

The bill from the House of Assembly entitled,

“An act to authorize the inhabitants of the Township of Egg Harbor, in the county of Atlantic, to build or repair Docks, or Wharves, and to charge Wharfage in certain cases,”

Was read.

Ordered, That said bill have a second reading—and be

Referred to Messrs. Walker and Dayton.

The bill from the House of Assembly entitled,  
 "An act granting certain privileges to Firemen attached to Fire  
 Enginee, within the limits of the Rahway Fire Association,"

Was read.

Ordered, That said bill be referred to the Committee on Corporations—and have

A second reading.

The bill from the House of Assembly entitled,  
 "An act for the relief of John Stiles, of the county of Morris,"

Was read.

Ordered, That said bill be referred to the Committee on the Judiciary—and have

A second reading.

The bill from the House of Assembly entitled,  
 "An act for the relief of the owners of Meadow, lying above John  
 Denn's Bridge and Dam, in the county of Salem,"

Was read.

Ordered, That said bill be  
 Referred to the committee on Corporations—and have

A second reading.

The bill from the House of Assembly entitled,  
 A Supplement to an Act entitled,  
 "An act to incorporate the Plainfield Mutual Fire Assurance Com-  
 pany, passed February 15, 1834,"

Was read.

Ordered, That said bill have a second reading—and be  
 Referred to the committee on Corporations.

The Joint Resolutions from the House of Assembly authorizing the  
 fitting up of a Room, with appropriate fixtures, for the reception of  
 Minerals and Fossils,"

Was read.

Ordered, That said Joint Resolution have a second reading.

The engrossed bill entitled,

"An act to incorporate the Boundbrook Mutual Assurance Fire Com-  
 pany, of Boundbrook, Somerset County,"

Was read—together with the amendments made in the House of  
 Assembly—and

Ordered, To lie on the table.

The bill from the House of Assembly entitled,  
 "An act relative to Alien Passengers arriving in this State,"  
 Was read a second time—and  
 Considered by sections.

Ordered, That said bill have a third reading.  
 been referred

The bill from the House of Assembly entitled,  
 "An act to incorporate Jersey City,"  
 Reported the same  
 With amendments.

The bill from the House of Assembly entitled,  
 "An act to authorize the sale of the Real Estate of persons who  
 may become paupers,"

Was read a second time, amended—and  
 Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The bill from the House of Assembly entitled,  
 "An act to authorize the sale of Real Estate of persons who may  
 become paupers,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members  
 present, viz :

#### YEAS.

Messrs. Demarest,  
 McDowell,  
 Dayton,  
 Kirkpatrick,  
 Irick,  
 Reeve,

Brittin,  
 Stratton,  
 Morris,  
 Kennedy,  
 Parsons, (V. P.)  
 Walker.—12.

Ordered, That the Vice-President sign said bill.  
 Ordered, That the Secretary inform the House of Assembly that  
 Council have passed said bill,  
 With amendments—  
 To which amendments

The assent of the House of Assembly is requested.

Mr. Dayton, with leave, presented

A bill entitled,

A Supplement to an act entitled,

"An act to facilitate the administration of justice," passed February 14th, 1838,"

Which was read.

Ordered, That said bill have a second reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The bill from the House of Assembly entitled,

"An relative to Alien Passengers arriving in this State,"

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Reeve,

Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—12.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

"An act to incorporate the Fairton Beneficial Society, of the county of Cumberland, New-Jersey,"

Was read a second time—

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with,

The bill from the House of Assembly entitled,

"An act to incorporate the Fairton Beneficial Society, of the county of Cumberland, New-Jersey,"

Was read a third time.

On the question, Shall this bill pass ?

20 A

It was determined in the affirmative by the votes of all the members present, viz :

## YEAS.

Messrs. Demarest,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Reeve,  
Thompson,

Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—13.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill entitled,

“Supplement to an act entitled,

“An act to enable the owners of Swamp, or Meadow, to drain the same, and to repeal a law heretofore made for that purpose,”

Was read a second time—

Ordered, To be engrossed, and have a third reading.

Mr. Brittin, from the Committee to whom had been referred

The bill entitled,

“A Supplement to the act entitled,

“An act to incorporate a Company to construct a Harbor on the New-Jersey shore of the Hudson River, passed the thirteenth day of March, one thousand eight hundred and thirty-seven,”

Reported the same

Without amendment.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,

“An act for the relief of John Stiles, of the county of Morris,”

Reported the same

Without amendment.

The engrossed bill entitled,

"An act to incorporate the Boundbrook Mutual Assurance Fire Company, of Boundbrook, Somerset County,"

Was read with the amendments made to said bill in the House of Assembly,

Which amendments were severally read—and

Agreed to—and said bill was

Ordered, To be re-engrossed.

Council adjourned to ten o'clock to-morrow-morning.

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TUESDAY, February 29, 1838.

Ten o'clock Council met.

Mr. McDowell, from the committee to whom had been referred The petition from sundry citizens of the County of Morris, for a law to drain the great Swamp, in the county of Morris,

Reported a bill entitled,

"An act to enable the owners of the Swamp and Bog Meadows, lying in the Great Swamp, in the County of Morris, to drain the same,"

Which was read—and

Ordered, To have a second reading.

Mr. Brittin, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

"An act granting certain privileges to Firemen, attached to Fire Engines, within the limits of the Rahway Fire Association,"

Reported the same

Without amendment.

Mr. Brittin, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

"An act for the relief of the owners of Meadow, lying above John Denn's Bridge and Dam, in the County of Salem,"

Reported the same

Without amendment.

Mr. Walker, from the committee to whom had been referred

The bill from the House of Assembly entitled,

"An act to authorize the inhabitants of the Township of Egg Harbor, in the county of Atlantic, to build or repair Docks, or Wharves, and to charge Wharfage in certain cases,"

Reported the same

Without amendment.

Mr. Smallwood presented a petition from the Directors of the Camden and Woodbury Rail Road Company, asking for further Legislative aid in reference to lateral Rail Roads,"

Which was read—and

Referred to the committee on Corporations.

Mr. Smallwood presented the proceedings of a meeting held at Woodbury, in opposition to Horse Racing,

Which was read—and

Ordered, To lie on the table.

The engrossed bill entitled,

"An act to allow John Coryell to use the surplus waters of the Delaware and Raritan Canal Company, at Lambertville,"

Was read a third time, and—on motion,

Postponed.

The engrossed bill entitled,

"An act to incorporate the Monroe Manufacturing Company,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative, as follows, viz:

### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,

Reeve,  
Thompson,  
Brittin,  
Stratton,

Kirkpatrick,  
Irick,  
Smallwood,

Kennedy,  
Parsons, (V. P.)  
Walker.—14.

NAY.

Mr. Morris.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

“An act authorizing the Administrator and Administratrix of Jacob I. Hopper, deceased, to carry into effect certain contracts made by him for the sale and purchase of lands,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Reeve,  
Kirkpatrick,  
Irick,  
Smallwood,  
Thompson,  
Brittin,

McDowell,  
Dayton,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

“An act to carry into effect a certain agreement between the Board

of Chosen Freeholders of the county of Somerset, the Georgetown and Franklin Turnpike, and the Delaware and Raritan Canal Company,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Thompson,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

“ A further Supplement to an act entitled,

An act for the instruction of indigent deaf and dumb persons, inhabitants of this State, passed the tenth day of November, eighteen hundred and twenty-one,”

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed

The following bills, viz :

“ An act authorizing and empowering the Directors of the Morris and Essex Rail Road Company, to borrow money, and for other purposes,”

“ An act to incorporate the Hoboken Land and Improvement Company,”

“ An act making appropriations for defraying the expenses incurred in completing the work on and about the new Prison, authorized by an act passed March 25th, 1837,”

“ A Supplement to the act relative to Jurors, passed November 6th, 1837,”—and the accompanying concurrent Resolution,

To which bills and concurrent Resolution,

The assent of Council is requested.

The bill from the House of Assembly entitled,

“ A Supplement to the act relative to Jurors, passed November 6th, 1837.”

Was read.

Ordered, That the same have a second reading—and be

Referred to the committee on the Judiciary.

The bill from the House of Assembly entitled,

“ An act authorizing and empowering the Directors of the Morris and Essex Rail Road Company, to borrow money, and for other purposes,”

Was read.

Ordered, That said bill have a second reading—and be

Referred to the Committee on Corporations.

The bill from the House of Assembly entitled,

An act to incorporate the Hoboken Land and Improvement Company.

Was read.

Ordered, That said bill have a second reading—and be

Referred to the Committee on Corporations.

The bill from the House of Assembly entitled,

An act making appropriations for defraying the expenses incurred in

completing the work on and about the new Prison, authorized by an act passed March 15th, 1837,

Was read.

Ordered, That said bill be referred to Messrs. Chetwood and Walker—and have

A second reading.

The following concurrent Resolution from the House of Assembly, viz :—

“ Resolved, (Council concurring) That the Treasurer of this State be instructed to take immediate measures, under the direction of the Attorney General, to recover the amount of arrearages of tax due from the New Brunswick Bank, Washington Bank, and Mechanics’ Bank, at Paterson, and report the result to the next Legislature,”

Which was read—and

Agreed to.

The bill from the House of Assembly entitled,

“ An act for the relief of James Lanning, of the county of Burlington,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Thompson,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

### NAY.

Mr. Reeve.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

Mr. Chetwood, from the Committee to whom had been referred The bill from the House of Assembly entitled,

"An act making appropriations for defraying the expenses incurred in completing the work on and about the new Prison, authorized by an act passed March 15th, 1837,"

Reported the same

Without amendment.

Mr. Brittin, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

An act to incorporate the Hoboken Land and Improvement Company,

Reported the same

Without amendment.

The bill entitled,

"An act to incorporate the Nottingham Manufacturing Company,"

Was taken up, read through by sections, considered—and

Postponed.

The bill entitled,

"Supplement to an act entitled,

"An act to incorporate a Company to construct a Harbor on the New Jersey shore of the Hudson River, passed the thirteenth day of March, one thousand eight hundred and thirty-seven,"

Was read a second time—and

Considered.

Ordered, That said bill be engrossed for a third reading.

The bill entitled,

"A Supplement to an act entitled,

An act to facilitate the administration of justice, passed February 14th, one thousand eight hundred and thirty-eight,"

Was read a second time—

Ordered, That the same be engrossed for a third reading—and be Re-printed.

The bill from the House of Assembly entitled,

"An act to encourage the culture of Silk,"

Was read a second time.

Ordered, That said bill have a third reading—and be re-printed.

The bill entitled,

An act to incorporate the Nottingham Manufacturing Company,  
 Was taken up—and  
 Ordered, That said bill be engrossed, and have a third reading.  
 Mr. Kirkpatrick, from the committee to whom had been referred  
 The bill from the House of Assembly entitled,  
 "An act to erect parts of the counties of Hunterdon, Burlington,  
 Middlesex and Somerset, into a new county, to be called the county of  
 Mercer,"  
 Reported the same  
 With sundry amendments—

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Mr. Kennedy, with leave, presented a Preamble and Bill in relation  
 to the Banks and People,  
 Which was read—and  
 Ordered, To lie on the table.  
 The Vice-President presented a communication from His Excellency.  
 Governor Pennington, enclosing a Report from the Quarter Master  
 General, in relation to the State Arsenal and Public Arms,  
 Which was read—and  
 Referred to the committee on the Militia.  
 Mr. Thompson, from the committee to whom had been referred  
 The petition in relation to Pedlars and Hawkers,  
 Reported a bill entitled,  
 A further supplement to an Act entitled,  
 An act relating to Hawkers, Pedlars and petty Chapmen, and to re-  
 peal the former acts on the subject, passed 27th of February, 1830,  
 Which bill was read—  
 Ordered, A second reading.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,

"An act authorizing and empowering the Directors of the Morris and Essex Rail Road Company, to borrow money, and for other purposes,"

Reported the same

Without amendment.

Mr. Brittin, from the committee on Corporations, reported

The bill from the House of Assembly entitled,

"A Supplement to an act entitled,

"An act to incorporate the Plainfield Mutual Fire Assurance Company, passed February 15th, 1834,"—

Reported the same

Without amendment.

Mr. Brittin, from the same committee, to whom had been referred

The bill from the House of Assembly entitled,

"An act to incorporate the Shrewsbury Mutual Fire Assurance Company,"

Reported the same

Without amendment.

Mr. Dayton, from the committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,

"A Supplement to the act relative to Jurors, passed November 6th, 1837,"

Reported the same

Without amendment.

Mr. Dayton, with leave, presented

A bill entitled,

"An act to provide a more easy mode of proving surveys of Lands in this State, and for other purposes,"

Which was read—and

Ordered, That said bill have a second reading.

The bill from the House of Assembly entitled,

"An act to incorporate Jersey City,"

Was taken up on its second reading, amended—and

Postponed on the 29th Section.

The bill from the House of Assembly entitled,

"An act to erect parts of the counties of Hunterdon, Burlington,

Middlesex and Somerset, into a new county, to be called the county of Mercer,"

Was taken up, considered by sections, amended—and Postponed.

Ordered, To be re-printed.

Council adjourned till ten o'clock to-morrow morning.

WEDNESDAY, February 21, 1836.

*Ten o'clock Council met.*

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed the bills from Council entitled,

"An act to renew the Charter of the Trenton Banking Company,"

"An act for the relief of William Courter, of the county of Bergen,"

"Supplement to an act entitled,

An act directing the descent of Real Estate,"—and

"A Supplement to an act entitled,

An act to incorporate the Bridgewater Copper Mining Company, passed December 8th, one thousand eight hundred and twenty-five,"

Without amendment—

And that the House of Assembly have passed a bill entitled,

"An act to authorize Susan Seeley to sell and convey certain Real Estate,"

To which bill

The assent of Council is requested.

The bill from the House of Assembly entitled,  
 An act to authorize Susan Secley to sell and convey certain Real Estate,"

Was read.

Ordered, That the same have a second reading—and be Referred to the committee on the Judiciary.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly are ready to go into a Joint Meeting for the appointment of such State and County Officers, as may be necessary, and request Council to name the time and place,

Which was read—and

Ordered, To lie on the table.

Mr. Brittin, from the Committee on Corporations to whom had been referred

The petition from the Camden and Woodbury Rail Road Company,

Reported a bill entitled,

"Supplement to an act entitled,

An act to incorporate the Camden and Woodbury Rail Road and Transportation Company,"

Which bill was read—

Ordered, A second reading.

Mr. Demarest presented a remonstrance from sundry citizens of the Township of Franklin, in the County of Bergen, against setting off a part of that county into a new county,

Which was read—and

Referred to the Committee on that subject.

Mr. Irick, from the committee on the Militia, to whom had been referred

The communication from the Quarter Master General, in relation to the Arsenal and State Arms,

Reported a bill entitled,

An act to authorize alterations and repairs to the New-Jersey State Arsenal,

Which bill was read—

Ordered, a second reading.

Mr. Smallwood, with leave, presented

A bill entitled,

An additional Supplement to the act entitled,

An act for the preservation of Deer, and other Game, and to prevent trespassing with Guns, passed December twenty-first, one thou-

and seven hundred and seventy-one.

The engrossed bill entitled,

A Supplement to an act entitled,

"An act to facilitate the administration of justice," passed February 14th, 1838,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz:

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

"An act to change the name of Ezekiel Patterson, of Perth Amboy, in the county of Middlesex, to Ezekiel Montgomery Patterson,"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the negative as follows, viz:

YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Brittin,

Morris,  
Parsons, (V. P.)  
Walker.—7.

NAYS.

Messrs. Dayton,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Stratton,  
Kennedy.—7.

Ordered, That the Secretary inform the House of Assembly that Council have disagreed to said bill.

The bill from the House of Assembly entitled,

“An act to encourage the culture of Silk,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz:

YEAS.

Messrs. Chetwood,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Brittin,  
Morris,  
Parsons, (V. P.)—9.

NAYS.

Messrs. Demarest,  
McDowell,  
Thompson,

Stratton,  
Kennedy,  
Walker.—6.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill

Without amendment.

The bill from the House of Assembly entitled,

“An act to erect parts of the counties of Hunterdon, Burlington, Middlesex and Somerset, into a new County, to be called the county of Mercer,”

Was taken up, and the consideration of said bill, resumed; Mr. Kennedy moved to strike out *three* and insert *four*—so as to give Hunterdon four Members of Assembly; on which,

The Yeas and Nays being required to be entered on the Journal, were as follows, viz:

YEAS.

Messrs. Demarest,  
Stratton,  
Morris,

Kennedy,  
Walker.—5.

## NAYS. •

Messrs. Chetwood,  
McDowell,  
Dayton,  
Irick,  
Kirkpatrick,

Smallwood,  
Reeve,  
Brittin,  
Thompson,  
Parsons, (V. P.)—10.

So it was determined in the negative.

Ordered, That said bill have a third reading.

On motion of Mr. Kennedy,

The fifteenth Rule was dispensed with, (two-thirds of the Council concurring) and

The bill entitled,

An act to erect parts of the Counties of Hunterdon, Burlington, Middlesex and Somerset, into a new County, to be called the county of Mercer,

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz:

## YEAS.

Messrs. Chetwood,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)—9.

## NAYS.

Messrs. Demarest,  
McDowell,  
Stratton,

Morris,  
Kennedy,  
Walker.—6.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed

A bill entitled,

An act to establish Public Schools,

To which bill

The assent of Council is requested.

And that the House of Assembly have agreed to the amendments made in Council to

The bill entitled,

"An act to authorize the sale of the Real Estate of persons who may become paupers,"

And have caused said bill to be re-engrossed.

And that the House of Assembly have disagreed to

The bill from Council entitled,

"An act to set off from the township of Harrington, in the county of Bergen, a new township, to be called the township of Steuben,"

And herewith return the same.

The bill from the House of Assembly entitled,

An act to establish Public Schools,

Was read.

Ordered, That said bill have a second reading—and be

Referred to the committee on Education.

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Mr. McDowell, from the committee on Agriculture, to whom had been referred

The bill entitled,

"An act for the encouragement of the manufacture of Beet Sugar,"  
Reported the same  
Without amendment.

Mr. Kirkpatrick, from the Joint Committee on Public Printing, reported the following :

"Resolved, (the House of Assembly concurring) That Moses S. Harrison and Company, of the City of Newark, be appointed to print Thirteen Hundred Copies of the Votes and Proceedings of the present General Assembly, on as good Paper, and in the same manner and form as those of the last year—and that they be paid therefor twenty-two dollars per Sheet—and

That S. L. B. Baldwin, of Somerville, in the county of Somerset, be appointed to print Thirteen Hundred Copies of the Journal of the Legislative Council, on like Paper, and in like manner and form—and that he be paid therefor twenty-two dollars per Sheet,"

Which was read—and

Ordered, To lie on the table.

Mr. Dayton, from the Committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,

"An act to authorize Susan Seeley to sell and convey certain Real Estate,"

Reported the same

Without amendment.

The engrossed bill entitled,

Supplement to an act entitled,

An act to incorporate a Company to construct a Harbor on the New-Jersey shore of the Hudson River, passed the thirteenth day of March, one thousand eight hundred and thirty-seven,

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,

Thompson,  
Brittin,  
Stratton,  
Morris,

Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

“ A Supplement to the act entitled,

An act to enable the owners of Swamp, or Meadow, to drain the same, and to repeal a law heretofore made for that purpose,”

Was read a third time.

On the question, shall this bill pass ?

It was determined in the affirmative as follows, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
Dayton,  
Kirkpatrick,  
Irck,  
Morris,  
Kennedy,

Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Stratton,  
Parsons, (V. P.)  
Walker.—14.

NAY.

Mr. McDowell.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

“ An act to allow John Coryell to use the surplus waters of the Delaware and Raritan Canal Company, at Lambertville,”

Was taken up—

Ordered, That said bill be re-committed.

The bill from the House of Assembly entitled,

**An act to incorporate the City of Jersey,**

Was taken up, progressed in, amended—and

Ordered, To a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

**An act to incorporate the City of Jersey,**

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, as follows :

**YEAS.**

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,  
Thompson,

Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Dayton,  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With amendments.

To which amendments

The assent of the House of Assembly is requested.

The bill from the House of Assembly entitled,

“An act authorizing and empowering the Directors of the Morris and Essex Rail Road Company, to borrow money, and for other purposes.”

Was read a second time—and

Considered by sections.

Ordered, A third reading.

The bill from the House of Assembly entitled,

"An act to incorporate the Hoboken Land and Improvement Company,"

Was read a second time—and  
Considered by sections.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,  
An act to incorporate the Hoboken Land and Improvement Company,

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz:

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Thompson,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly, entitled,  
"An act for the relief of the owners of Meadow, lying above John Dean's Bridge and Dam, in the County of Salem,"

Was read a second time—and  
Considered.

Ordered, That said bill have a third reading.

The bill entitled,  
A further Supplement to an act entitled,

"An act incorporating the Inhabitants of Townships, designating their powers, and regulating their meetings,"

Was read a second time, considered—and

Amended.

Ordered, That said bill be engrossed for a third reading—and be Re-printed.

The fifteeenth rule having been dispensed with (two-thirds of Council concurring.)

The bill from the House of Assembly entitled,

"An act for the relief of the owners of Meadow, lying above John Denn's Bridge and Dam, in the county of Salem,"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative as follows, viz:

YEAS.

Messrs. Demarest,	Irick,
Chetwood,	Smallwood,
McDowell,	Reeve,
Dayton,	Thompson,
Kirkpatrick,	Brittin,
Morris,	Parsons, (V. P.)
Kennedy,	Walker.—14.

NAY.

Mr. Stratton.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

"An act for the relief of Nathan Elmer, of the county of Essex,"

Was read a second time.

Ordered, That said bill have a third reading.

The Joint Resolution from the House of Assembly respecting Fossils and Minerals,

Was read a second time—and

Considered.

Ordered, That said Joint Resolution have a third reading.  
 The fifteenth Rule being dispensed with (two-thirds of Council concurring)

The Joint Resolution from the House of Assembly relative to Fossils and Minerals,

Was read a third time.

On the question, Shall this Joint Resolution pass?  
 It was decided in the affirmative, as follows, viz :

YEAS.

Messrs. Chetwood,  
 McDowell,  
 Dayton,  
 Irick,  
 Stratton,  
 Morris,

Smallwood,  
 Keeve,  
 Thompson,  
 Brittin,  
 Parsons, (V. P.)  
 Walker.—12.

NAYS.

Messrs. Kirkpatrick,

Kennedy.—2.

Ordered, That the Vice President sign said Joint Resolutions.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

Without amendment.

The bill entitled,

“A Supplement to the act entitled, An act relative to the probate of Wills, passed the 6th of March, A. D. 1828.”

Was read a second time—and

Postponed.

The bill from the House of Assembly entitled,

“An act for the relief of John Stiles, of the county of Morris,”

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring)

The bill entitled,

"An act for the relief of John Stiles, of the county of Morris,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz:

YEAS.

Messrs. Chetwood,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,

Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—13.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill entitled,

"An act to divorce Sarah H. Patterson, from her husband, Isaac Patterson,"

Was read a second time—

Ordered, To be engrossed, and have a third reading.

Council adjourned to ten o'clock to-morrow morning.

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THURSDAY, February 22, 1838.

*At ten o'clock Council met.*

The Vice-President presented a petition from sundry citizens of the county of Passaic, praying of the Legislature to grant them part of

the State Lands at Paterson, for the purposes of a Poor House Establishment,

Which petition was read—and

Referred to Messrs. Chetwood and Demarest.

The Vice-President laid before Council a communication from Dr. James Mease, with a Pamphlet accompanying the same, on the culture of Silk, and the proper management of the Silk Worm,

Which Communication was read—and, with the Pamphlet,

Referred to the committee on Agriculture.

Mr. Chetwood, from the Committee to whom had been referred

The petition of sundry citizens of Franklin Township, in Bergen county, praying to be attached to the county of Passaic,

Reported against any action on the prayer of the petitioners at this time.

Mr. Brittin, from the Committee to whom had been re-committed The bill entitled,

“An act to allow John Coryell to use the surplus waters of the Delaware and Raritan Canal Company, at Lambertville,”

Reported the same

With additional amendments—

The Vice-President, with leave, presented a bill entitled,

“A further Supplement to an act entitled,

An act to erect parts of the counties of Essex and Bergen into a new County, to be called the county of Passaic; and the Eastern part of the county of Gloucester into a separate County, to be called the county of Atlantic, passed February 7th, 1837,”

Which was read—and

Referred to the committee on the Judiciary.

Mr. Walker presented a bill, with a similar title, which was Referred to the same Committee.

The bill from the House of Assembly entitled,

“An act for the relief of Nathan Elmer, of the county of Essex,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

### YEAS.

Messrs. Demarest,  
Chetwood,

Brittin,  
Stratton

Dayton,  
Irck,  
Smallwood,  
Thompson,  
Moore,

Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—13.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

Mr. Chetwood, with leave, presented

A bill entitled,

A Supplement to an Act entitled,

“An act to erect parts of the counties of Hunterdon, Burlington, Middlesex and Somerset, into a new County, to be called the county of Mercer,”

Which bill was read.

Ordered, To have a second reading.

Mr. Moore, with leave, presented a bill to set off two additional Townships from the Township of Amwell, in the county of Hunterdon, to be called the Townships of Delaware and Raritan,

Which bill was read.

Ordered, That said bill have a second reading.

The bill from the House of Assembly entitled,

“An act authorizing and empowering the Directors of the Morris and Essex Rail Road Company, to borrow money, and for other purposes,”

Was read a third time as amended.

On the question, Shall this bill pass?

It was determined in the affirmative, as follows, viz:

### YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Reeve,  
Thompson,

Kirkpatrick,  
Irck,  
Smallwood,  
Stratton,  
Morris,

Moore,  
Brittin,Parsons, (V. P.)  
Walker.—14.

## NAYS.

Messrs. Demarest,

Kennedy.—2.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

The bill from the House of Assembly entitled,

"An act granting certain privileges to Firemen attached to Fire Engines, within the limits of the Rahway Fire Association,"

Was read a third time as amended.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

## YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Smallwood,  
Reeve,  
Thompson,  
Moore,Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Dayton,  
Walker.—15.

## NAY.

Mr. Irick.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill

With sundry amendments—

To which amendments

The assent of the House of Assembly is requested.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council;

And that the House of Assembly have passed bills entitled,

An act to incorporate the Washington Steamboat and Transportation Company,—and

An act to set off from the Township of South Amboy, in the county of Middlesex, a new Township, to be called the Township of Monroe,

To which bills

The assent of Council is requested.

That the House of Assembly have agreed to the amendments made by Council to

The bills entitled,

“An act to erect parts of the counties of Hunterdon, Burlington, Middlesex and Somerset, into a new county, to be called the county of Mercer,”—and

“An act to divide the township of Galloway, in the county of Atlantic, into two townships,”—and

Have caused said bills to be re-engrossed.

The bill from the House of Assembly entitled,

An act to incorporate the Washington Steam Boat and Transportation Company,

Was read.

Ordered, That said bill have a second reading—and be

Referred to the Committee on Corporations.

The bill from the House of Assembly entitled,

An act to set off from the Township of South Amboy, in the county of Middlesex, a new Township, to be called the Township of Monroe,

Was read.

Ordered, That said bill have a second reading—and be

Referred to the committee on Corporations.

The engrossed bill entitled,

“An act to incorporate the Nottingham Manufacturing Company,”

Was read a third time—on motion,

Ordered, That said bill be re-committed.

The engrossed bill entitled,

“A further Supplement to an act entitled,

An act incorporating the inhabitants of Townships, designating their powers, and regulating their meetings,"

Was taken up.

The vote ordering said bill to be engrossed was reconsidered—

Said bill was amended—and

Ordered, To be engrossed.

The bill entitled,

"Supplement to an act entitled,

An act to incorporate the Camden and Woodbury Rail Road and Transportation Company,"

Was read a second time, considered by sections—and

Ordered, To be engrossed for a third reading.

Council adjourned to three o'clock this afternoon.

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*Three o'clock Council met.*

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,

An act to incorporate the Washington Steam Boat and Transportation Company,

Reported the same

Without amendment.

Mr. Brittin, from the committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,

An act to set off from the Township of South Amboy, in the county of Middlesex, a new Township, to be called the Township of Monroe,

Reported the same

Without amendment.

On motion of Mr. Smallwood, the vote ordering  
 The bill entitled,  
 "Supplement to an act entitled,  
 An act to incorporate the Camden and Woodbury Rail Road and  
 Transportation Company, passed March 1st, 1836,"

Was reconsidered—

Said bill was amended—and

Ordered, To be engrossed for a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring)

The engrossed bill entitled,

"Supplement to an act entitled,

An act to incorporate the Camden and Woodbury Rail Road and  
 Transportation Company, passed March 1st, 1836,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, as follows:

#### YEAS.

Messrs. Demarest,  
 McDowell,  
 Irick,  
 Smallwood,  
 Thompson,  
 Moore,

Dayton,  
 Kirkpatrick,  
 Brittin,  
 Stratton,  
 Parsons, (V. P.)  
 Walker.—12.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill entitled,

"An act to enable the owners of the Swamp and Bog Meadows, lying in the Great Swamp, in the County of Morris, to drain the same,"

Was read a second time, considered by sections, which were all agreed to, except the fifth, when, on motion,

The further consideration of said bill was

Postponed.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have agreed to the amendments made by Council to

The bill entitled,

An act to incorporate the City of Jersey,

And have caused said bill to be re-engrossed.

And that the House of Assembly have passed a bill entitled,

An act to repeal a part of an act entitled,

An act to enable the Owners and Possessors of Lands adjoining Devil's Brook, in the county of Middlesex, to drain the same, and to straighten the Channel of the said Brook, within the limits therein mentioned,

To which the assent of Council is requested.

The bill from the House of Assembly entitled,

An act to repeal part of an act entitled,

An act to enable the Owners and Possessors of Lands adjoining Devil's Brook, in the county of Middlesex, to drain the same, and to straighten the Channel of the said Brook, within the limits therein mentioned,

Was read.

Ordered, That the same have a second reading—and be

Referred to the committee on Agriculture.

The bill entitled,

An act to establish two new Townships in the county of Hunterdon, to be called the Townships of Delaware and Raritan,

Was read a second time—and

Considered by sections.

Ordered, That said bill be engrossed, for a third reading.

The bill entitled,

A further supplement to an Act entitled,

An act relating to Hawkers, Pedlars and petty Chapmen, and to repeal the former acts on the subject, passed 27th of February, 1830,

Was read a second time—and

Considered by sections.

On agreeing to the first section,

The Yeas and Nays being required to be entered on the Journal, were as follows, viz:

## YEAS.

**Messrs.** McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Morris,  
Brittin,  
Walker.—10.

## NAYS.

**Messrs.** Demarest,  
Chetwood,  
Moore,

Stratton,  
Parsons, (V. P.)—5.

So it was determined in the affirmative.  
On agreeing to the second section,  
The Yeas and Nays being required to be entered on the Journal,  
were as follows, viz :

## YEAS.

**Messrs.** McDowell,  
Dayton,  
Kirkpatrick,  
Irict,

Reeve,  
Thompson,  
Brittin,  
Morris.—8.

## NAYS.

**Messrs.** Demarest,  
Chetwood,  
Smallwood,  
Moore,

Stratton,  
Parsons, (V. P.)  
Walker.—7.

So it was determined in the affirmative.  
On motion, the further consideration of the bill was  
Postponed.  
The engrossed bill entitled,  
"A further Supplement to an act entitled,

"An act incorporating the Inhabitants' of Townships, designating their powers, and regulating their meetings,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,	Irck,
Chetwood,	Smallwood,
McDowell,	Reeve,
Dayton,	Thompson,
Kirkpatrick,	Moore,
Brittin,	Parsons, (V. P.)
Stratton,	Walker.—15.
Morris,	

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

Mr. Dayton, from the Committee to whom had been referred The bill entitled,

"A further Supplement to an act entitled,

An act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic; and the Eastern part of the county of Gloucester into a separate county, to be called the county of Atlantic, passed February 7th, 1837,"

Reported the same

With amendments.

Council adjourned to ten o'clock to-morrow morning.

FRIDAY, February 25, 1838.

*Ten o'clock Council met.*

Mr. Kirkpatrick presented a petition from sundry citizens of Montgomery, praying to be attached to, and included within, the bounds of the new county of Mercer,

Which petition, with four others on the same subject, presented by Measrs. Irick and Chetwood,

Were read.

Ordered, That said petitions lie on the table.

The Vice-President presented a sett of Resolutions, which had been adopted and forwarded by a meeting of Citizens of the counties of Passaic, Morris and Essex, held at the Little Falls, containing views adverse to the Sub-Treasury bill, and its concomitant evils.

Which Resolutions were read—and

Ordered, To lie on the table.

Mr. Dayton, with leave, presented a concurrent Resolution, requesting our Members of Congress to use their influence and exertions to have the National Armory and Dry Dock located within the limits of New-Jersey,

Which Resolution was read—and

Agreed to.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Resolution,

And request their concurrence.

Mr. McDowell, from the committee to whom had been referred The bill from the House of Assembly entitled,

An act to repeal a part of an act entitled,

An act to enable the Owners and Possessors of Lands adjoining Devil's Brook, in the Township of South Brunswick, in the county of Middlesex, to drain the same, and to straighten the Channel of the said Brook, within the limits therein mentioned,

Reported the same

Without amendment.

Mr. Irick, with leave, presented  
 A bill entitled,  
 An act to provide for an Agricultural Survey of the State of New-Jersey,

Which bill was read—

Ordered, That said bill have a second reading—and be  
 Referred to the committee on Agriculture.

The bill entitled,

A further supplement to an Act entitled,

An act relating to Hawkers, Pedlars and petty Chapman, and to repeal the former acts on the subject, passed 27th of February, 1830,

Was taken up, amended, postponed—and

Ordered, To be re-printed.

The engrossed bill entitled,

An act to establish two new Townships in the county of Hunterdon, to be called the Townships of Delaware and Raritan,

Was read a third time.

On the question, Shall this bill pass ?

It was decided in the affirmative by a unanimous vote.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

"An act to divorce Sarah H. Patterson, from her husband, Isaac Patterson,"

Was read a third time.

On the question, shall this bill pass ?

It was decided in the negative as follows, viz :

### YEAS.

Messrs. Irick,  
 Moore,  
 Stratton,  
 Morris,

Kennedy,  
 Parsons, (V. P.)  
 Walker.—7.

### NAYS.

Messrs. Chetwood,  
 Dayton,  
 Smallwood,

Reeve,  
 Thompson,  
 Brittin.—6.

Ordered, That said bill be dismissed from the files of Council.

Ordered, That the applicant have leave to withdraw her papers.

The bill entitled,

"An act to enable the owners of the Swamp and Bog Meadows, lying in the Great Swamp, in the County of Morris, to drain the same,"

Was taken up—

Considered by sections—and

Amended.

Ordered, That said bill be engrossed, and have a third reading.

The Joint Resolution from the House of Assembly to authorize the Treasurer of the State to borrow money,

Was read.

Ordered, That said Joint Resolution have a second reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The Joint Resolution from the House of Assembly authorizing the Treasurer of the State to borrow money,

Was read a second time—

Ordered, That said Joint Resolution have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The Joint Resolution from the House of Assembly authorizing the Treasurer of the State to borrow money,

Was read a third time.

On the question, Shall this Joint Resolution pass ?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Smallwood,  
Reeve,  
Thompson,

Moore,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the President sign said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly, that Council have passed said Joint Resolution,

Without amendment.

The bill entitled,

A Supplement to an Act entitled,

"An act to erect parts of the counties of Hunterdon, Burlington, and Middlesex, into a new County, to be called the county of Mercer, passed February 22, 1838,"

Was read a second time—and

Considered by sections.

Ordered, That said bill be engrossed for a third reading.

The bill from the House of Assembly entitled,

"An act to incorporate the Trenton Cemetery Company, in the City of Trenton,"

Was read a second time, considered by sections—and

Amended.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of the Council concurring)

The bill from the House of Assembly entitled,

"An act to incorporate the Trenton Cemetery Company," in the City of Trenton,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson.  
Brittin,  
Stratton,  
Kennedy,  
Parsons, (V.P.)  
Walker.—13.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

Mr. Kennedy, from the committee on Education to whom had been referred

The bill from the House of Assembly entitled,

An act to establish Public Schools,

Reported the same

With sundry amendments—

Council adjourned to three o'clock this afternoon.

*At three o'clock Council met.*

Mr. Smallwood presented a petition from sundry citizens of Gloucester county against Horse Racing,

Which was

Ordered, To lie on the table.

Mr. Reeve, from the committee on Claims and Revolutionary Pensions, to whom had been referred

The bill from the House of Assembly entitled,

"An act for the relief of Robert Phares, of the county of Burlington,"

Reported the same

Without amendment.

Mr. Kennedy, with leave, presented

A bill entitled,

"An act to incorporate the Port Colden Mutual Fire Insurance Company,"

Which was read.

Ordered, That said bill be referred to the committee on Corporations—and have

A second reading.

Mr. Kennedy presented the following Resolution :

Resolved, That Halsey Camfield be authorized to have charge of the Council Chamber and Committee Rooms, during the recess, from this time to the next Session of the Legislature, and that he be allowed therefor twenty-five dollars,

Which was read—and

Agreed to.

The bill entitled,

“An act to provide a more easy mode of proving surveys of land in this State, and for other purposes,”

Was read a second time—and

Considered by sections.

Ordered, That said bill be engrossed, and have a third reading.

The bill entitled,

“An act to authorize alterations and repairs in the New-Jersey State Arsenal,”

Was read a second time—and

Considered.

Ordered, That the same be engrossed for a third reading.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bill entitled,

“An act to incorporate the Port Colden Mutual Fire Insurance Company,”

Reported the same

Without amendment.

The bill entitled,

“Supplement to an act entitled,

An act to incorporate the Camden and Woodbury Rail Road and Transportation Company, passed March 1st, 1836,”

Was read a second time—and

Considered by sections.

Ordered, That said bill be engrossed, and have a third reading.

Mr. Brittin offered the following :

Resolved, That the Clerk inform the House of Assembly that Council will be ready to go into Joint Meeting for the appointment of such State and County officers, as will be necessary, on Tuesday next, at 10 o'clock, A. M. in the Assembly Room,

Which was read, amended so as to read Wednesday next—and

Agreed to.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring,) and

The bill entitled,

An act to incorporate the Port Colden Mutual Fire Insurance Company,

Was read a second time, considered by sections—and  
Amended.

Ordered, To be engrossed, and have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill entitled,

Supplement to an act entitled,

An act to erect parts of the Counties of Hunterdon, Burlington, and Middlesex, into a new County, to be called the county of Mercer, passed February 22, 1838,

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz:

#### YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Walker.—10.

#### NAYS.

Messrs. Kirkpatrick,  
Moore,

Kennedy.—3.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

“An act to authorize the inhabitants of the Township of Egg Harbor, in the county of Atlantic, to build or repair Docks, or Wharves, and to charge Wharfage in certain cases,”

Was read a second time—and  
Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

"An act to authorize the inhabitants of the Township of Egg Harbor, in the county of Atlantic, to build or repair Docks, or Wharves, and to charge Wharfage in certain cases,"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,

Moore,  
Brittin,  
Stratton,  
Kennedy,  
Parsons, (V. P.)  
Dayton,  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

An act to set off from the Township of South Amboy, in the county of Middlesex, a new Township, to be called the Township of Monroe,

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

An act to set off from the Township of South Amboy, in the county of Middlesex, a new Township, to be called the Township of Monroe,

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

## YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Moore,  
Brittin,  
Stratton,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following bill, viz :

An act to authorize the sale and conveyance of certain Real Estate, late the property of John Est Hopkins, of Haddonfield, in the county of Gloucester, deceased,

To which bill

The assent of Council is requested.

And that the House of Assembly have agreed to the amendments made in Council to.

The bill entitled,

“ An act authorizing and empowering the Directors of the Morris and Essex Rail Road Company, to borrow money, and for other purposes, ”

And have caused said bill to be re-engrossed.

And that the House of Assembly have passed the bill from Council entitled,

An act to establish two new Townships in the county of Hunterdon, to be called the Townships of Delaware and Raritan,

Without amendment.

The bill from the House of Assembly entitled,

An act to authorize the sale and conveyance of certain Real Estate, late the property of John Est Hopkins, of Haddonfield, in the county of Gloucester, deceased,

Was read—and

Referred to the committee on the Judiciary.

Ordered, That said bill have a second reading.

Mr. Dayton, from the Committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,

An act to authorize the sale and conveyance of certain Real Estate, late the property of John Est Hopkins, of Haddonfield, in the county of Gloucester, deceased,

Reported the same

Without amendment.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

An act to authorize the sale and conveyance of certain Real Estate, late the property of John Est Hopkins, of Haddonfield, in the county of Gloucester, deceased,

Was read a second time—and

Considered:

Ordered, A third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

An act to authorize the sale and conveyance of certain Real Estate, late the property of John Est Hopkins, of Haddonfield, in the county of Gloucester, deceased,

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, as follows :

### YEAS.

Messrs. Demarest,  
Chetwood,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,  
McDowell,

Dayton,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill

Without amendment.

The bill from the House of Assembly entitled,

"An act to authorize Susan Seeley to sell and convey certain Real Estate,"

Was read a second time—and

Considered.

Ordered, To a third reading.

The fifteenth rule having been dispensed with (two-thirds of Council concurring,) The bill from the House of Assembly entitled,

An act to authorize Susan Seeley to sell and convey certain Real Estate,

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

#### YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Chetwood,  
Thompson,  
Moore,  
Brittin,  
Stratton,  
Walker.—12.

#### NAYS.

Messrs. Dayton,  
Kennedy,

Pangas, (V. P.)—3.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

On motion of Mr. Walker, it was  
Ordered, That when Council adjourns it adjourn to meet to-morrow  
morning at nine o'clock.

Council adjourned to nine o'clock to-morrow morning.

---

SATURDAY, February 24, 1838.

*Nine o'clock Council met.*

The bill entitled,

“An act for the encouragement of the manufacture of Beet Sugar,”

Was read a second time, considered—and

On motion,

The further consideration of said bill was

Postponed.

The engrossed bill entitled,

“An act to incorporate the Port Colden Mutual Fire Insurance  
Company,”

Was considered, amended—and

Ordered, That said bill be re-engrossed.

The bill entitled,

“An additional Supplement to the act entitled,

An act for the preservation of Deer, and other Game, and to prevent  
trespassing with Guns, passed December 21st, 1771,”

Was read a second time.

Ordered, That said bill be engrossed, and have a third reading.

The engrossed bill entitled,

"A further Supplement to an act entitled,  
An act relating to Hawkers, Pedlers and petty Chapman, and to repeal the former acts on the subject, passed 27th of February, 1820,

Was read a third time.

On the question, Shall this bill pass ?

It was decided in the affirmative by the votes of all the members present, as follows, viz :

YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Irck,  
Stratton,  
Morris,

Smallwood,  
Thompson,  
Moore,  
Brittin,  
Kennedy,  
Walker.—12.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

An act to incorporate the Washington Steamboat and Transportation Company,

Was read a second time—and  
Considered.

Ordered, That said bill have a third reading.

The bill from the House of Assembly entitled,

"An act to repeal part of the act entitled,

An act to enable the Owners and Possessors of Lands adjoining Devil's Brook, in the county of Middlesex, to drain the same, and to straighten the Channel of the said Brook, within the limits therein mentioned,

Was read a second time—and  
Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule being dispensed with (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

An act to repeal a part of an act entitled,

An act to enable the Owners and Possessors of Lands adjoining Devil's Brook, in the Township of South Brunswick, in the county of Middlesex, to drain the same, and to straighten the Channel of the said Brook, within the limits therein mentioned,

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, as follows:

YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Thompson,

Moore,  
Brittin,  
Morris,  
Kennedy,  
Walker.—11.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

Mr. Kirkpatrick asked leave to withdraw the papers of Walter Greacen, who had applied for a divorce.

Ordered, That leave be granted.

Council adjourned to three o'clock this afternoon.

200

*At three o'clock Council met.*

The engrossed bill entitled,  
"An act to incorporate the Boundbryok Mutual Fire Assurance  
Company,"

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members  
present, viz :

YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Thompson,

Moore,  
Brittin,  
Kennedy,  
Morris,  
Walker.—11.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that  
Council have agreed to the amendments made in the House of Assembly  
to said bill—and

Have caused said bill to be re-engrossed.

The engrossed bill entitled,

An act to incorporate the Port Corden Mutual Fire Insurance Com-  
pany,

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members  
present, viz :

YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Smallwood,  
Thompson,

Brittin,  
Stratton,  
Morris,  
Kennedy,  
Walker.—10.

Ordered, That the President sign said bill.  
 Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,  
 And request their concurrence therein.  
 Council adjourned to ten o'clock to-morrow morning.

---

MONDAY, February 26, 1838.

*Ten o'clock Council met.*

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed bills entitled,  
 "An act relative to the division of Lands, late of Henry Doty, deceased,"  
 "An act to confirm certain Acknowledgements of Deeds, and other instruments, taken by Ebenezer Cobb,"  
 An act to incorporate the New-Jersey Association, for the insurance of Houses, and other Buildings, from loss by fire,  
 An act for the relief of Tunis Felter, of the county of Morris.  
 "An act to tax the stock of the New Hope Delaware Bridge Company,"  
 "A Supplement to an act concerning Stray Cattle, Horses and Sheep, passed March 7th, 1797,"  
 An act to provide for granting letters of Administration of the estate of Intestates, residing out of this State at the time of their decease,  
 "A further Supplement to the act entitled,

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An act relative to Dower,"  
 "A further Supplement to the act entitled,  
 An act to incorporate the City of Newark,"—and  
 A Joint Resolution authorizing the Secretary of State to purchase  
 two thousand copies of the final Report of Professor Rogers' Geolo-  
 gical Survey of this State,  
 To which Bills and Joint Resolution  
 The assent of Council is requested.  
 And that the House of Assembly have agreed to the amendments  
 made by Council to  
 The bill entitled,  
 An act to incorporate the Trenton Cemetery Company;  
 And have caused said bill to be re-engrossed—  
 And that the House of Assembly have passed the bill from Council  
 entitled,  
 "A Supplement to the act entitled,  
 An act to erect parts of the counties of Hunterdon, Burlington,  
 and Middlesex, into a new county, to be called the county of Mercer,  
 passed 22d February, 1838."  
 With amendments—  
 To which amendments  
 The assent of Council is requested.  
 The bill from the House of Assembly entitled,  
 "An act relative to a division of Lands late of Henry Doty, de-  
 ceased,"  
 Was read.  
 Ordered, That said bill be referred to the Committee on the Judi-  
 ciary—and have  
 A second reading.  
 The bill from the House of Assembly entitled,  
 An act to confirm certain Acknowledgements of Deeds, and other  
 instruments, taken by Ebenezer Cobb,  
 Was read.  
 Ordered, That said bill have a second reading—and be  
 Referred to the committee on the Judiciary.  
 The bill from the House of Assembly entitled,  
 "An act to incorporate the New-Jersey Association for the insur-  
 ance of Houses, and other buildings, from loss by fire,"  
 Was read.

Ordered, That said bill be referred to the Committee on Corporations—and have

A second reading.

The bill from the House of Assembly entitled,

“An act for the relief of Tunis Felter, of the county of Morris,”

Was read.

Ordered, That the same have a second reading—and be

Referred to the committee on Claims and Revolutionary Pensions.

The bill from the House of Assembly entitled,

An act to tax the stock of the New Hope Delaware Bridge Company,

Was read.

Ordered, That said bill be referred to the committee on Corporations—and have

A second reading.

The bill from the House of Assembly entitled,

“A Supplement to an act concerning stray Cattle, Horses and Sheep, passed March 7th, 1797,”

Was read.

Ordered, That said bill have a second reading—and be

Referred to the committee on Agriculture.

The bill from the House of Assembly entitled,

“An act to provide for granting Letters of Administration of the estate of Intestates residing out of this State, at the time of their decease,”

Was read.

Ordered a second reading—and to be

Referred to the committee on the Judiciary.

The bill from the House of Assembly entitled,

“A further Supplement to an act entitled,

An act relative to Dower,”

Was read.

Ordered, That said bill be

Referred to the committee on the Judiciary—and have

A second reading.

The bill from the House of Assembly entitled,

“A further Supplement to an act entitled,

“An act to incorporate the City of Newark,”

Was read.

Ordered, That said bill be  
Referred to the committee on Corporations—and have  
A second reading.

The Joint Resolution from the House of Assembly authorizing the  
Secretary of State to purchase two thousand copies of the Final Report  
of Professor Rogers' Geological Survey of this State,"

Was read.

Ordered, A second reading.

The engrossed bill entitled,  
"An act to enable the owners of the Swamp and Bog Meadows, ly-  
ing in the Great Swamp, in the County of Morris, to drain the same,"

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members  
present, viz :

YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Stratton,  
Morris,

Smallwood,  
Thompson,  
Brittin,  
Kennedy,  
Walker.—10.

Ordered, That the President sign said bill.  
Ordered, That the Secretary inform the House of Assembly that  
Council have passed said bill,

And request their concurrence.

Mr. Kennedy, with leave, presented

A bill entitled,

"Supplement to an act entitled,

An act to incorporate the Belvidere Manufacturing Company, passed  
26th of February, eighteen hundred and twenty-eight,"

Which bill was read.

Ordered, That said bill have a second reading—and be

Referred to the Committee on Corporations.

The engrossed bill entitled,

"An act to authorize alterations and repairs in the New-Jersey  
State Arsenal,"

Was read a third time.

On the question, Shall this bill pass ?  
It was decided in the affirmative by the votes of all the members present, viz :

## YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Smallwood,  
Thompson,

Brittin,  
Stratton,  
Morris,  
Kennedy,  
Walker.—10.

Ordered, That the President sign said bill.  
Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

An additional Supplement to the act entitled,

An act for the preservation of Deer, and other Game, and to prevent trespassing with Guns, passed December 21st, 1771,"

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

## YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Smallwood,  
Thompson,

Brittin,  
Stratton,  
Morris,  
Kennedy,  
Walker.—10.

Ordered, That the President sign said bill.  
Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

An act to provide a more easy mode of proving surveys of land in this State, and for other purposes."

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz:

YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Smallwood,  
Thompson,

Brittin,  
Stratton,  
Morris,  
Kennedy,  
Walker.—10.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

Mr. Brittin, from the Committee on Corporations to whom had been referred

The bill entitled,

"A Supplement to an act entitled,

An act to incorporate the Belvidere Manufacturing Company, passed February 26, 1828,"

Reported the same

Without amendment.

The bill from the House of Assembly entitled,

"An act making appropriations for defraying the expenses incurred in completing the work on and about the new Prison, authorized by an act passed March 15th, 1837,"

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

A message from the House of Assembly, by Mr. Shrēve, their Clerk, informed Council

That the House of Assembly have passed the following bills viz:

"An act to incorporate the Trenton Gas and Insurance Company,"  
—and

An act for the more equitable representation of the county of Hunterdon, in the General Assembly,

To which bills

The assent of Council is requested.

The bill from the House of Assembly entitled,

An act to incorporate the Trenton Gas and Insurance Company,

Was read—and

Referred to the committee on Corporations.

Ordered, That said bill have a second reading.

The bill from the House of Assembly entitled,

An act for the more equitable representation of the county of Hunterdon in the General Assembly,

Was read.

Ordered, That said bill have a second reading—and be

Referred to the committee on the Judiciary.

A Message from the House of Assembly by Mr. Shreve, their Clerk, informed Council that the House of Assembly have passed

A bill entitled,

“An act to authorize the New Hope, Doylestown and Norristown Rail Road Company, to build a Bridge over the river Delaware,”

To which bill

The assent of Council is requested.

The bill from the House of Assembly entitled,

“An act to authorize the New Hope, Doylestown and Norristown Rail Road Company, to build a Bridge over the river Delaware,”

Was read.

Ordered, That the same have a second reading—and be

Referred to the committee on Corporations.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,

“A further Supplement to an act entitled,

An act to incorporate the City of Newark,”

Reported the same

With an amendment.

Mr. Morris, from the committee on the Judiciary, to whom had been referred

The bill from the House of Assembly entitled,

“An act to provide for granting Letters of Administration of the

Estates of Intestates residing out of this State at the time of their decease,"

Reported the same

Without amendment.

Mr. Brittin, from the committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,

"An act to authorize the New Hope, Doylestown and Norristown Rail Road Company, to build a Bridge over the river Delaware,"

Reported the same

Without amendment—

Mr. Brittin, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

"An act to tax the Stock of the New Hope Delaware Bridge Company,"

Reported the same

Without amendment.

Council adjourned to three o'clock this afternoon.

---

*Three o'clock Council met.*

Mr. Brittin, from the committee, to whom had been referred  
The bill from the House of Assembly entitled,

"An act to incorporate the New Jersey Association for the insurance of Houses, and other buildings, from loss by fire,"

Reported the same

Without amendment.

Mr. Brittin, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

"An act to incorporate the Trenton Gas and Insurance Company,"

Reported the same

With sundry amendments.

Mr. McDowell, from the committee on Agriculture, to whom had been referred

The bill from the House of Assembly entitled,  
"Supplement to an act concerning Stray Cattle, Horses and Sheep,  
passed March 7th, 1797,"

Reported the same

Without amendment.

The bill from the House of Assembly, entitled,

"A Supplement to an act entitled,

An act to incorporate the Plainfield Mutual Fire Assurance Company, passed February 15th, 1834,"—

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

A further Supplement to an act entitled,

"An act to incorporate the Plainfield Mutual Fire Assurance Company, passed February 15, 1834,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz:

### YEAS.

Meers. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Smallwood,  
Thompson,

Moore,  
Brittin,  
Stratton,  
Morris,  
Walker.—1L

### NAY.

Mr. Irick.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill entitled,

“A Supplement to an act entitled,

“An act to incorporate the Belvidere Manufacturing Company, passed February 26, 1828,”

Was read a second time—and

Considered.

Ordered, That said bill be engrossed, for a third reading.

The fifteenth Rule was dispensed with, (two-thirds of the Council concurring)

The engrossed bill entitled,

“Supplement to an act entitled,

“An act to incorporate the Belvidere Manufacturing Company, passed 26th of February, eighteen hundred and twenty-eight,”

Was read a third time.

On the question, shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Measrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood.

Thompson,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Walker.—12.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

Mr. Morris, from the committee on the Judiciary, to whom had been referred

• The bill from the House of Assembly entitled,

“An act for the more equitable representation of the county of Hunterdon, in the General Assembly,

Reported the same  
Without amendment.

The bill from the House of Assembly entitled,  
"An act for the relief of Robert Phares, of the county of Burlington,"

Was read a second time—and  
Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,  
"An act for the relief of Robert Phares, of the county of Burlington,"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,

Thompson,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Walker.—12.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,  
An act to incorporate the Trenton Gas and Insurance Company,  
Was taken up, read a second time, considered by sections—and  
Amended.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The bill from the House of Assembly entitled,  
 "An act to incorporate the Trenton Gas and Insurance Company,"  
 Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
 Chetwood,  
 McDowell,  
 Kirkpatrick,  
 Irick,  
 Smallwood,

Thompson,  
 Moore,  
 Brittin,  
 Stratton,  
 Morris,  
 Walker.—12.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With an amendment.

To which amendment

The assent of the House of Assembly is requested.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,  
 "A further Supplement to an act entitled,  
 An act to incorporate the City of Newark,"

Was taken up, read a second time—and  
 Considered by sections.

Ordered, That said bill have a second reading.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following bills, viz :  
 "An act to authorize a Trustee to sell certain Real Estate, of Moses C. Dunn, a Minor, one of the Heirs-at-Law of Gershom Coursen, deceased,"

"An act for the better regulation of the Banks of this State, and for other purposes,"

"An act to authorize the sale of the Real Estate of William H. Mount, and Sarah his wife, of the county of Middlesex,"

A further supplement to an Act entitled,  
 An act to regulate the Shad Fisheries in South river, in the county  
 of Middlesex, passed February 22, 1804,

A further Supplement to the act concerning Inns and Taverns,  
 passed the twenty-fourth of February, seventeen hundred and ninety-  
 seven,

"An act to incorporate the New-Jersey Agricultural Company,"

To which bills

The assent of Council is requested.

The bill from the House of Assembly entitled,

"An act to authorize a Trustee to sell certain Real Estate of Moses  
 C. Dunn, a Minor, one of the Heirs-at-Law of Gershom Courses,  
 deceased,"

Was read.

Ordered, That said bill have a second reading—and be  
 Referred to the committee on the Judiciary.

The bill from the House of Assembly entitled,

"An act for the better regulation of the Banks of this State, and  
 for other purposes,"

Was read.

Ordered, A second reading—and  
 Referred to the Committee on Corporations.

The bill from the House of Assembly entitled,

"An act to authorize the sale of Real Estate, of William H.  
 Mount and Sarah his wife, of the county of Middlesex,"

Was read.

Ordered, That said bill be  
 Referred to the committee on the Judiciary—and have

A second reading.

The bill from the House of Assembly entitled,

A further Supplement to an act entitled,

An act to regulate the Shad Fisheries in South river, in the county  
 of Middlesex, passed February twenty-second, one thousand eight  
 hundred and thirty-four,"

Was read.

Ordered, That said bill be

Referred to the committee on Agriculture—and have

A second reading.

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The bill from the House of Assembly entitled,  
 "A further Supplement to the act entitled,  
 An act concerning Inns and Taverns, passed the twenty-fourth day  
 of February, seventeen hundred and ninety-seven,"

Was taken up—and

Read.

Ordered, That said bill have a second reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

"A further Supplement to the act entitled,

An act concerning Inns and Taverns, passed the twenty-fourth day  
 of February, seventeen hundred and ninety-seven,"

Was taken up, read a second time, considered—and

Postponed.

The bill from the House of Assembly entitled,

"An act to provide for granting Letters of Administration of the  
 estate of Intestates residing out of this State, at the time of their de-  
 cease,"

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

"An act to provide for granting Letters of Administration of the  
 Estates of Intestates residing out of this State at the time of their de-  
 cease,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members  
 present, as follows:

#### YEAS.

Messrs. Demarest,  
 Chetwood,  
 McDowell,  
 Kirkpatrick,  
 Irick,  
 Smallwood,

Thompson,  
 Moore,  
 Brittin,  
 Stratton,  
 Morris,  
 Walker.—12.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

“An act to incorporate the New-Jersey Agricultural Company,”  
Was read.

Ordered, That said bill have a second reading—and be  
Referred to the committee on Agriculture.

The bill from the House of Assembly entitled,

“An act to incorporate the New-Jersey Association for the insurance of Houses, and other buildings, from loss by fire,”

Was read a second time.

Ordered, A third reading.

The fifteenth rule having been dispensed with (two-thirds of Council concurring.)

The bill from the House of Assembly entitled,

“An act to incorporate the New-Jersey Association for the insurance of Houses, and other buildings, from loss by fire,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Moore,  
Brittin,  
Stratton,

Irick,  
Smallwood,  
Thompson,  
Morris,  
Walker.—11.

Ordered, That the President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

“A further Supplement to the act entitled,

An act concerning Inns and Taverns, passed the twenty-fourth day of February, seventeen hundred and ninety-seven."

Was taken up—and

Ordered, To be re-printed.

Mr. Demarest presented a petition from the President of the Weehawken Turnpike Company, praying for a Supplement to their Charter,

Which petition was read—and

Referred to the Committee on Corporations.

The bill entitled,

"An act for the encouragement of the manufacture of Beet Sugar,"

Was taken up, amended—and

Ordered, To be engrossed.

Council adjourned to nine o'clock to-morrow morning.

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TUESDAY, February 27, 1838.

*At nine o'clock Council met.*

Mr. Chetwood presented two remonstrances against the Supplement to the Newark Charter,

Which were read—and

Ordered, To lie on the table.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bill entitled,

"Supplément to an act entitled,

An act to incorporate the Weehawken Turnpike Company, passed March 2d, A. D. 1837,"

Reported the same

Without amendment.

Mr. Brittin, from the Committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,

"An act for the better regulation of the Banks of this State, and for other purposes,"

Reported the same

Without amendment.

Mr. Dayton, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

"An act to authorize the sale of the Real Estate of William H. Mount, and Sarah his wife, of the county of Middlesex,"

Reported the same

Without amendment.

Mr. Dayton, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

"An act to confirm certain Acknowledgements of Deeds, and other instruments, taken by Ebenezer Cobb,"

Reported the same

Without amendment.

Mr. Dayton, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

"An act to authorize a Trustee to sell certain Real Estate, of Moses C. Dunn, a Minor, one of the Heirs-at-Law of Gershom Coursen, deceased,"

Reported the same

Without amendment.

Mr. Dayton, from the Committee to whom had been referred

The bill from the House of Assembly entitled,

"A further Supplement to an act entitled,

An act relative to Dower,"

Reported the same

Without amendment.

Mr. Dayton, from the Committee to whom had been referred,

The bill from the House of Assembly entitled,

"An act relative to a division of Lands late of Henry Doty, deceased,"

Reported the same

Without amendment.

Mr. McDowell, from the committee to whom had been referred

A further Supplement to an act entitled,  
An act to regulate the Shad Fisheries in South River, in the county  
of Middlesex, passed February 22, 1804,

Reported the same

Without amendment.

Mr. McDowell, from the committee to whom had been referred

"The bill from the House of Assembly entitled,  
"An act to incorporate the New-Jersey Agricultural Company."

Reported the same

With an amendment.

Mr. McDowell, from the Committee to whom had been referred

The bill entitled,

An act to provide for an Agricultural Survey of the State of New-Jersey,

Reported the same

Without amendment.

The bill from the House of Assembly entitled,

A further Supplement to an act entitled,

"An act to incorporate the City of Newark,"

Was read a third time as amended.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, viz :

#### YEAS.

Measrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Moore,  
Brittin,  
Morris,

Irick,  
Smallwood,  
Reeve,  
Thompson,  
Parsons, (V. P.)  
Walker.—18.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill

With sundry amendments,

To which amendments

The assent of the House of Assembly is requested.

The bill from the House of Assembly entitled,  
An act to incorporate the Washington Steamboat and Transportation  
Company,

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members  
present, viz:

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irwick,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that  
Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

An act for the more equitable representation of the county of Hun-  
terdon in the General Assembly,

Was read a second time—and

On a motion to postpone it to the next session of the Legislature.  
The Yeas and Nays being required to be entered on the Journal,  
were as follows, viz:

YEAS.

Messrs. Chetwood,  
Dayton,  
Kirkpatrick,  
Irwick,

Smallwood,  
Reeve,  
Thompson,  
Brittin.—8.

NAYS.

Messrs. Demarest,  
McDowell,  
Moore,  
Stratton,

Morris,  
Parsons, (V. P.)  
Walker.—7.

So it was determined in the affirmative.

Mr. Smallwood, with leave, presented  
A bill entitled,

A further Supplement to an Act entitled,

"An act to erect parts of the counties of Hunterdon, Burlington,  
and Middlesex, into a new County, to be called the county of Mercer,"

Which was read—and

Ordered, To have a second reading.

The bill from the House of Assembly entitled,

An act to establish Public Schools,

Was read a second time—and

Considered.

The first and fourth sections were severally  
Postponed.

On motion of Mr. Irick to strike out the thirteenth section,

The Yeas and Nays being required to be entered on the Journal,  
were as follows, viz:

#### YEAS.

Messrs. Demarest,  
Kirkpatrick,  
Irick,  
Thompson,

Moore,  
Stratton,  
Morris,  
Walker.—8.

#### NAYS.

Messrs Chetwood,  
McDowell,  
Dayton,  
Reeve,

Brittin,  
Parsons, (V. P.)  
Smallwood.—7.

So the thirteenth section was stricken out.

The bill was then  
Postponed.

The bill from the House of Assembly entitled,  
"An act to incorporate the Shrewsbury Mutual Fire Insurance Com-  
pany,"

Was read a second time.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,  
"An act to incorporate the Shrewsbury Mutual Fire Insurance Company,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Brittin,  
Moore,  
Stratton,  
Morris,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council,

That the House of Assembly have passed a bill entitled,

"An act for the government and regulation of the State Prison,"

To which bill

The assent of Council is requested.

The House of Assembly have agreed to the amendments made by Council to

The bill entitled,

"An act to incorporate the Trenton Gas and Insurance Company,"

And have caused said bill to be re-engrossed.

The House of Assembly have passed the bill entitled

"An act to abolish the punishment of death in certain cases,"

To which the assent of Council is requested.

And that the House of Assembly have passed bills from Council entitled,

“A Supplement to the act entitled,

An act to incorporate the Belvidere Manufacturing Company, passed February 26, 1828,”

“An act to incorporate the Monroe Manufacturing Company,”

“An act to incorporate the Bergen Land and Improvement Company,”

“An act to incorporate the Port Colden Mutual Fire Insurance Company,”

“Supplement to an act entitled,

An act to incorporate the New-Jersey Insurance Company, in the county of Essex,”

“Supplement to an act entitled,

An act to incorporate the Camden and Woodbury Rail Road and Transportation Company, passed March 1st, 1836,”

Supplement to an act entitled,

“An act to incorporate a Company to construct a Harbor on the New-Jersey shore of the Hudson River, passed the thirteenth day of March, eighteen hundred and thirty-seven,”

“A Supplement to an act entitled,

An act to facilitate the administration of justice, passed February 14th, one thousand eight hundred and thirty-eight,”—and

“A Supplement to the act entitled,

An act to enable the owners of Swamp, or Meadow, to drain the same, and to repeal a law heretofore made for that purpose,”

“An act to enable the owners of the Swamp and Bog Meadows, lying in the Great Swamp, in the County of Morris, to drain the same,”

A Supplement to an act entitled,

An act relating to Hawkers, Pedlars and petty Chapmen, and to repeal the former acts on the subject, passed 27th of February, 1830,

“An act regulating the election of Township Officers, and Appropriations of Money, in the Townships of Manchester, Paterson and Aquackanek, in the county of Passaic,”—and

“An act authorizing the Administrator and Administratrix of Jacob I. Hopper, deceased, to carry into effect certain contracts made by him for the sale and purchase of lands,”

Without amendment.

The bill from the House of Assembly entitled,

"An act for the government and regulation of the State Prison,"  
Was read.

Ordered, That said bill have a second reading.

The bill from the House of Assembly entitled,

"An act to abolish the punishment of death in certain cases,"

Was read.

Ordered, A second reading.

The bill entitled,

"Supplement to an act entitled,

An act to incorporate the Weehawken Turnpike Company, passed  
March 2d, A. D. 1837,"

Was read a second time—and

Considered by sections.

Ordered, That said bill be engrossed, and have a third reading.

The bill from the House of Assembly entitled,

"An act for the government and regulation of the State Prison,"

Was read a second time, the consideration of it progressed in—and  
On motion, it was postponed until afternoon.

A Message from the House of Assembly by Mr. Shreve, their Clerk,  
informed Council that the House of Assembly have passed

The bill entitled,

"An act to incorporate the Schooley's Mountain Manufacturing  
Company,"

To which bill

The assent of Council is requested.

The bill from the House of Assembly entitled,

"An act to incorporate the Schooley's Mountain Manufacturing  
Company,"

Was read.

Ordered, That said bill be referred to the committee on Corporations—and have

A second reading.

The fifteenth Rule being dispensed with (two-thirds of Council concurring)

The bill entitled,

"A Supplement to the act entitled,

An act to incorporate the Weehawken Turnpike Company, passed  
March second, eighteen hundred and thirty-seven,"

Was read a third time.

On the question, Shall this bill pass ?

It was decided in the affirmative by the votes of all the members present, as follows :

YEAS.

Messrs. Demarest,	Chetwood,
McDowell,	Moore,
Dayton,	Brittin,
Irick,	Stratton,
Smallwood,	Parsons, (V. P.)
Reeve,	Kirkpatrick,
Thompson,	Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

Council adjourned to three o'clock this afternoon.

---

*Three o'clock Council met.*

Mr. Brittin, from the committee, to whom had been referred The bill from the House of Assembly entitled, “An act to incorporate the Schooley’s Mountain Manufacturing Company,”

Reported the same  
Without amendment—  
The bill entitled,

An act to provide for an Agricultural Survey of the State of New-Jersey,

Was called up—and

Postponed to the next session of the Legislature.

The bill from the House of Assembly entitled,

A Supplement to the act relative to Jurors, passed November sixth, one thousand eight hundred and twenty-eight,"

Was read a second time—and

Disagreed to.

Ordered, That the Secretary inform the House of Assembly that Council have disagreed to said bill, and return the same.

The bill from the House of Assembly entitled,

An act to incorporate the Schooley's Mountain Manufacturing Company,

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

An act to incorporate the Schooley's Mountain Manufacturing Company,

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative, as follows, viz :

#### YEAS.

Messrs. Chetwood,  
Kirkpatrick,  
Smallwood,  
Reeve,  
Thompson,

McDowell,  
Brittin,  
Kennedy,  
Parsons, (V. P.)  
Walker.—10.

#### NAYS.

Messrs. Demarest,  
Moore,

Stratton,  
Morris.—4.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,  
"A further Supplement to the act entitled,  
An act to incorporate the City of Newark,"  
Was read a second time, considered—and  
Amended.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The bill from the House of Assembly entitled,  
A further Supplement to an act entitled,  
"An act to incorporate the City of Newark,"  
Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Moore,  
Brittin,  
Stratton,  
Morris,

Kirkpatrick,  
Irick,  
Smallwood,  
Thompson,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments—

To which amendments

The assent of the House of Assembly is requested.

The bill entitled,

"Supplement to an act entitled,

An act to erect parts of the counties of Hunterdon, Burlington, and Middlesex, into a new county, to be called the county of Mercer, passed 22d February, 1838."

Was read—with the amendments made thereto in the House of Assembly,—which were

Agreed to.

Ordered, That the same be re-engrossed for a third reading.

The consideration of

The bill from the House of Assembly entitled,

"An act for the government and regulation of the State Prison," Was resumed.

On the question of agreeing to the third section,

The Yeas and Nays being required to be entered on the Journal, were as follows, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Smallwood,

Moore,  
Brittin,  
Morris,  
Parsons, (V. P.)—9.

NAYS.

Messrs. Kirkpatrick,  
Irick,  
Reeve,  
Thompson,

Stratton,  
Kennedy,  
Walker.—7.

So it was determined in the affirmative.

On the question of ordering this bill to a third reading, the vote stood as follows :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,

Thompson,  
Moore,  
Brittin,

Dayton,  
Kirkpatrick,  
Irict,  
Smallwood,

Stratton,  
Morris,  
Kennedy,  
Parsons, (V.P.)—14.

NAY.

Mr. Walker.

So the bill was

Ordered, To a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

“An act for the government and regulation of the State Prison,”

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative, as follows, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Morris,  
Kennedy,  
Parsons, (V. P.)—13.

NAYS.

Messrs. Irict,  
Stratton,

Walker.—8.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following concurrent Resolution, viz :

“Resolved, (Council concurring) that the Treasurer of the State be, and he is hereby authorized, to pay to the Clerk of the Supreme Court the sum of money which he has expended in the purchase of Blank Books, in which to record the Judgements, Executions, and Minutes of the Court;”

Which was read—and

Agreed to.

The bill entitled,

“A Supplement to the act entitled, An act relative to the probate of Wills, passed the 6th of March, A. D. 1828.”

Was read a second time—and

Considered.

Ordered, That said bill be engrossed, and have a third reading.

The bill from the House of Assembly entitled,

“An act to abolish the punishment of death in certain cases;”

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

The fifteenth rule having been dispensed with (two-thirds of Council concurring,) The bill from the House of Assembly entitled,

“An act to abolish the punishment of death in certain cases;”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

### YEAS.

Messrs. Demarest,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,

Chetwood,  
Moore,  
Brittin,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

An act to authorize a Trustee to sell certain Real Estate, of Moses C. Dunn, a Minor, one of the Heirs-at-Law of Gershom Coursen, deceased,

Was read a second time, considered—and  
Amended.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,  
"An act to authorize a Trustee to sell certain Real Estate, of Moses C. Dunn, a Minor, one of the Heirs-at-Law of Gershom Coursen, deceased,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz:

#### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Moore,  
Brittin,  
Stratton,  
Kennedy,  
Parsons, (V. P.)  
Walker.—13.

#### NAYS.

Messrs. Dayton,  
Thompson,

Morris.—3.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

The bill from the House of Assembly entitled,

“An act to incorporate the New-Jersey Agricultural Company,”

Was read a second time, considered—and

Amended.

Ordered, A third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

“An act to incorporate the New-Jersey Agricultural Company,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz:

#### YEAS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,

Thompson,  
Brittin,  
Morris,  
Parsons, (V. P.)  
Walker.—10.

#### NAYS.

Messrs. Demarest,  
Moore,

Stratton,  
Kennedy.—4.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With amendments.

To which amendments

The assent of the House of Assembly is requested.

The bill entitled,

“An act to allow John Coryell to use the surplus waters of the Delaware and Raritan Canal Company, at Lambertville,”

Was read a second time.

Ordered, That said bill be engrossed for a third reading.

A Joint Resolution authorizing the Secretary of State to purchase two thousand copies of the final Report of Professor Rogers' Geological Survey of this State,

Was read a second time—

The fifteenth Rule was dispensed with, (two-thirds of Council concurring)

Said Joint Resolution

Was read a third time.

On the question, Shall this Joint Resolution pass?

It was decided in the affirmative as follows, viz:

YEAS.

Messrs. Chetwood,  
Dayton,  
Irick,  
Smallwood,  
Reeve,

Thompson,  
Stratton,  
Morris,  
Parsons, (V. P.)  
Walker.—10.

NAYS.

Messrs. Kirkpatrick,

Brittin.—2.

Ordered, That the Vice-President sign said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

Without amendment.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring,) and

The re-engrossed bill entitled,

A Supplement to the act entitled,

An act to erect parts of the Counties of Hunterdon, Burlington, and Middlesex, into a new County, to be called the county of Mercer, passed February 22, 1838,

Was read a third time.

On the question, Shall this re-engrossed bill pass?

It was determined in the affirmative as follows, viz:

## YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Walker.—10.

## NAY.

Mr. Kirkpatrick.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to the amendments made in the House of Assembly to said bill—and have

Ordered, That said bill be re-engrossed.

The bill from the House of Assembly entitled,

“A Supplement to an act concerning Stray Cattle, Horses and Sheep, passed March 7th, 1797,”

Was read a second time—and

Amended.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

“A Supplement to an act concerning stray Cattle, Horses and Sheep, passed March 7th, 1797,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative as follows, viz.:

## YEAS.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Walker.—10.

## NAYS.

Messrs. Kirkpatrick,

Stratton.—2.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have gone through with their list of nominations, and herewith furnish Council with a Copy thereof.

Which was

Ordered, To lie on the table.

Council adjourned to nine o'clock to-morrow morning.

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WEDNESDAY, February 28, 1838.

*At nine o'clock Council met.*

The Vice-President presented a Memorial from sundry citizens against the Sub-Treasury Bill,

Which was read—and

Ordered, To lie on the table.

The engrossed bill entitled,

“An act to allow John Coryell to use the surplus waters of the Delaware and Raritan Canal Company, at Lambertville,”

Was read a third time.

On the question, Shall this bill pass ?  
It was determined in the affirmative as follows, viz :

## YEAS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Smallwood,  
Reeve,  
Thompson,

Moore,  
Brittin,  
Morris,  
Kennedy,  
Parsons, (V. P.)—11.

## NAYS.

Messrs. Demarest,  
Irict,

Stratton,  
Walker.—4.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

“ A Supplement to the act entitled, An act relative to the probate of Wills, passed the 6th of March, A. D. 1828,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

## YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irict,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Brittin,  
Stratton,  
Morris,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The engrossed bill entitled,

“An act for the encouragement of the manufacture of Beet Sugar,”

Was read a third time.

On the question, Shall this bill pass?

It was decided in the negative as follows, viz:

YEAS.

Messrs. Chetwood,  
Kirkpatrick,  
Irck,  
Smallwood;

Reeve,  
Brittin,  
Parsons, (V. P.)—7.

NAYS.

Messrs. Demarest,  
McDowell,  
Thompson,  
Moore,

Stratton,  
Morris,  
Kennedy,  
Walker.—8.

The Joint Resolution authorizing and requesting P. Dickerson, T. G. Haight and Jacob Kline, to pay over to the Treasurer of this State, the balance of the Surplus Revenue in their hands,

Was read—and

Ordered, A second reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

Said Joint Resolution

Was read a second time—

Ordered, To a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

Said Joint Resolution

Was read a third time.

On the question, Shall this Joint Resolution pass?

It was determined in the affirmative by the votes of all the members present, viz:

## YEAS.

**Messrs.** Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,  
Brittin,

Thompson,  
Moore,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice President sign said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

Without amendment.

The list of nominations for Joint Meeting made in the House of Assembly,

Was taken up—and

Read.

Ordered, That Council now proceed to make their nominations for Joint Meeting.

Council went into the Assembly Room to attend Joint Meeting,

And after some time spent therein,

Council returned, and came to order.

Council adjourned to three o'clock this afternoon.

---

*Three o'clock Council met.*

The bill from the House of Assembly entitled,

“An act relative to a division of Lands late of Henry Doty, deceased,”

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

"An act relative to the division of Lands, late of Henry Doty, deceased,"

Was read a third time.

On the question, shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Sinalwood,  
Irick,  
Reeve,  
Thompson,

Moore,  
Brittin,  
Morris,  
Stratton,  
Keanedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly, have passed the following bill and Joint Resolutions, viz :

"An act to raise by tax the sum of Forty Thousand Dollars, for the year one thousand eight hundred and thirty-eight,"

"A Joint Resolution relative to the repairs of the Government House,"—and a

"Joint Resolution relative to the Public Printing,"

To which Bill and Joint Resolutions

The assent of Council is requested.

The House of Assembly have passed the bill from Council entitled,

"An act to authorize alterations and repairs in the New-Jersey State Arsenal,"

With amendments—

To which amendments

The assent of Council is requested.

And that the House of Assembly have passed a bill entitled,  
"An act to defray incidental charges,"

To which bill

The assent of Council is requested.

That the House of Assembly have passed the following bills from Council, viz :

An act to provide a more easy mode of proving surveys of land in this State, and for other purposes,"

"An additional Supplement to the act entitled,

An act for the preservation of Deer, and other Game, and to prevent trespassing with Guns, passed December 21st, 1771,"

Without amendment.

That the House of Assembly have agreed to the amendments made by Council to

The bills entitled,

"An act to authorize a Trustee to sell certain Real Estate of Moses C. Dunn, a Minor, one of the Heirs-at-Law of Gershom Coursen, deceased,"—and

"A Supplement to an act entitled,

An act to incorporate the City of Newark,"

And have caused said bills to be re-engrossed.

The bill from the House of Assembly entitled,

"An act to raise by tax the sum of Forty Thousand Dollars, for the year one thousand eight hundred and thirty-eight,"

Was read.

Ordered, That said bill have a second reading.

The Joint Resolution from the House of Assembly relative to the Public Printing,

Was read.

Ordered, To have a second reading.

The fifteenth Rule was dispensed with, (two-thirds of the Council concurring)

The Joint Resolution relative to the Public Printing,

Was read a second time.

Ordered, That said Joint Resolution have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

"The Joint Resolution relative to Public Printing,"

Was read a third time.

On the question, Shall this Joint Resolution pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Chetwood,  
McDowell,  
Smallwood,  
Reeve,  
Thompson,  
Moore,  
Brittin,

Kirkpatrick,  
Irck,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

Without amendment.

"The Joint Resolution relating to the repairs of the Government House,"

Was read—and

Ordered, That said bill have a second reading.

The bill entitled,

"An act to authorize alterations and repairs in the New Jersey State Arsenal,"

Was taken up, and the Amendments made in the House of Assembly read—and

Agreed to—

Ordered, To be re-engrossed.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The re-engrossed bill entitled,

"An act to authorize alterations and repairs in the New Jersey State Arsenal,"

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
McDowell,  
Irck,  
Smallwood,  
Reeve,  
Thompson,  
Moore,  
Kirkpatrick,

Chetwood,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to the amendments made by the House to said bill—and

Have caused said bill to be re-engrossed.

The bill from the House of Assembly entitled,  
“An act to defray Incidental Charges,”

Was read.

Ordered, a second reading.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the following bills from Council, viz :

“An act to provide for a more easy mode of proving surveys of lands in this State, and for other purposes,”

“An additional Supplement to the act entitled,

An act for the preservation of Deer, and other Game, and to prevent trespassing with Guns, passed December 21st, 1771,”

Without amendment.

And that the House of Assembly have agreed to the amendments made by Council to

The bills entitled,

An act to authorize a Trustee to sell certain Real Estate, of Moses C. Dunn, a Minor, one of the Heirs-at-Law of Gershom Coursen, deceased,—and

A Supplement to an act entitled,

“An act to incorporate the City of Newark,”

And have caused said bills to be re-engrossed.

The bill entitled,

“A further Supplement to the act entitled,

An act to erect parts of the counties of Essex and Bergen into a new County, to be called the county of Passaic; and the Eastern part of the county of Gloucester into a separate County, to be called the county of Atlantic, passed February 7th, 1837,”

Was read a second time—and

Considered.

Ordered, That said bill be engrossed, and have a third reading.

The bill entitled,

“An act to repeal the first section of the act entitled, An act supplementary to the act entitled, an act making provision for carrying into effect the act for the punishment of Crimes, passed the twenty-third of February, eighteen hundred and twenty-nine,”

Was taken up—and

Dismissed from the files of Council.

The bill from the House of Assembly entitled,

“A further Supplement to the act concerning Inns and Taverns, passed the twenty-fourth of February, seventeen hundred and ninety-seven,

Was read a second time—and

Amended.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring,) and

The bill from the House of Assembly entitled,

“A further Supplement to an act entitled,

An act concerning Inns and Taverns, passed the twenty-fourth day of February, seventeen hundred and ninety-seven,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

#### YEAS.

Messrs. Demarest,  
Chetwood,

Kirkpatrick,  
Walker,

McDowell,  
Reeve,  
Thompson,  
Moore,  
Brittin,

Smallwood,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

The bill from the House of Assembly entitled,

“An act for the relief of Tunis Felter, of the county of Morris,”

Was read a second time.

Ordered, That said bill have a third reading.

The fifteenth rule having been dispensed with (two-thirds of Council concurring,)

The bill from the House of Assembly entitled,

An act for the relief of Tunis Felter, of the county of Morris,

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

### YEAS.

Messrs. Demarest,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,  
Moore,

Chetwood,  
Brittin,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—15.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,  
An act to tax the stock of the New Hope Delaware Bridge Company,

Was read a second time—and

Considered by sections.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

“ An act to tax the stock of the New Hope Delaware Bridge Company,”

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, viz :

### YEAS.

Messrs. Demarest,	Thompson,
Chetwood,	Moore,
McDowell,	Stratton,
Kirkpatrick,	Morris,
Smallwood,	Kennaedy,
Irick,	Parsons, (V. P.)
Reeve,	Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

An act to confirm certain Acknowledgements of Deeds, and other instruments, taken by Ebenezer Cobb,

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

The bill from the House of Assembly, entitled,

"An act to confirm certain Acknowledgements of Deeds, and other instruments, taken by Ebenezer Cobb,"

Was read a third time.

On the question, Shall this bill pass ?

It was decided in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

"A further Supplement to an act entitled,

An act to regulate the Shad Fisheries in South River, in the county of Middlesex, passed February 22, 1824,

Was read a second time.

Ordered, That said bill have a third reading.

The fifteenth Rule being dispensed with (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

"A further Supplement to an act entitled,

An act to regulate the Shad Fisheries in South river, in the county of Middlesex, passed February 22, 1824,

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, as follows :

## YEAS.

Measrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,

Thompson,  
Moore,  
Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,

“An act to authorize the New Hope, Doylestown and Norristown Rail Road Company, to build a Bridge over the river Delaware,”

Was read a second time—and

Considered.

Ordered, A third reading.

The bill from the House of Assembly entitled,

“An act to authorize the sale of Real Estate of William H. Mount of the county of Middlesex,”

Was read a second time, considered—and

Amended.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

“An act to authorize the sale of the Real Estate of William H. Mount, of the county of Middlesex,”

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, as follows:

## YEAS.

Measrs. Demarest,  
Chetwood,

Thompson,  
Moore,

McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,

Stratton,  
Morris,  
Kennedy,  
Parsons, (V. P.)  
Walker.—14.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments—

To which amendments

The assent of the House of Assembly is requested.

The engrossed bill entitled,

“A further Supplement to the act entitled,

An act to erect parts of the counties of Essex and Bergen into a new county, to be called the county of Passaic ; and the Eastern part of the county of Gloucester into a separate county, to be called the “county of Atlantic,”

Was read a third time—and

Compared.

On the question, Shall this bill pass ?

It was decided in the affirmative by the votes of all the members present, as follows, viz :

#### YEAS.

Meers. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Moore,  
Stratton,  
Parsons, (V. P.)  
Walker.—12.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

And request their concurrence.

The bill from the House of Assembly entitled,

“A further Supplement to the act entitled,

“An act relative to Dower,”  
Was read a second time—and  
Considered.

Ordered, That said bill have a third reading.  
The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,  
“A further Supplement to the act entitled,  
An act relative to Dower,”

Was read a third time.

On the question, Shall this bill pass?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Thompson,  
Stratton,  
Kennedy,  
Parsons, (V. P.)  
Walker.—12.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill from the House of Assembly entitled,  
“An act to raise by tax the sum of Forty Thousand Dollars, for the year one thousand eight hundred and thirty-eight,”

Was read a second time—

Ordered, That said bill be  
Postponed.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the bill from Council entitled,

“A Supplement to the act entitled, An act relative to the probate of Wills, passed the 6th of March, A. D. 1828,”

Without amendment.

And that the House of Assembly have agreed to the amendments made in Council to

The bills entitled,

An act to incorporate the New-Jersey Agricultural Company,—and “A Supplement to an act concerning Stray Cattle, Horses and Sheep, passed March 7th, 1797.”

And have caused said bills to be re-engrossed.

And that the House of Assembly have also passed a concurrent Resolution relative to the repairing of the Supreme Court Room,

To which the concurrence of Council is requested.

The concurrent Resolution from the House of Assembly relative to repairs to the Supreme Court Room, were read as follows :

“Resolved, (Council concurring) That the Treasurer of this State, Clerk of the Supreme Court, and Henry W. Green, Esquire, be, and they are hereby authorized, to make the necessary and proper alterations and repairs in the Supreme Court Room, to render the same comfortable and convenient for the transaction of business, and to protect the Library therein ; and that the expenses thereof be paid out of any money in the Treasury not otherwise appropriated, provided, that such expenses shall not exceed two hundred and fifty dollars.”

Which Resolution was

Agreed to.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to said concurrent Resolution.

Council adjourned to nine o'clock to-morrow morning.

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THURSDAY, March 1, 1838.

*Nine o'clock Council met.*

The bill from the House of Assembly entitled,

“An act to authorize the New Hope, Doylestown and Norristown Rail Road Company, to build a Bridge over the river Delaware,”

Was read a third time.

28 A

On the question, Shall this bill pass ?  
 It was determined in the negative by the following vote, viz :

## YEAS.

Messrs. Demarest,  
 Chetwood,  
 Irick,  
 Reeve,

Thompson,  
 Moore,  
 Stratton,  
 Walker.—6.

## NAY.

McDowell,  
 Kirkpatrick,  
 Brittin,

Parsons, (V. P.)  
 Smallwood —5.

Ordered, That the Secretary inform the House of Assembly that Council have disagreed to said bill, and return the same.

Mr. Walker, with leave, presented  
 A bill entitled,

“An act for the more easy settlement of disputed boundary lines,”  
 Which bill was read.

Ordered, That said bill have a second reading.

• The bill from the House of Assembly entitled,  
 “An act for the better regulation of the Banks of this State, and  
 for other purposes,”

Was read a second time, considered by sections—and  
 Amended.

Ordered, To a third reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring) and

• The bill from the House of Assembly entitled,  
 “An act for the better regulation of the Banks of this State, and  
 for other purposes,”

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

## YEAS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Moore,  
Brittin,  
Parsons, (V. P.)—10.

## NAYS.

Messrs. Stratton,

Walker.—2.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

The bill from the House of Assembly entitled,  
"An act to defray Incidental Charges,"

Was read a second time, considered by sections—and  
Amended.

Ordered, That said bill have a third reading.

The vote ordering to a third reading

The bill from the House of Assembly entitled,  
"An act to defray incidental charges,"

Was reconsidered—

On a motion to amend in the thirty-ninth line, by inserting three hundred dollars, as a compensation to the late Governor, late Speaker of Assembly, and the late Treasurer, for their services in the disbursement of the Surplus Revenue,

The Yeas and Nays being required to be entered on the Journal, were as follows, viz:

## YEAS.

Messrs. McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,

Reeve,  
Thompson,  
Brittin.—7.

## NAYS.

Messrs. Demarest,  
Chetwood,  
Moore,

Stratton,  
Parsons, (V. P.)  
Walker.—6.

So it was determined in the affirmative.

On motion to strike out the Item in the thirty-ninth line,  
It was determined in the negative by the following vote :

## YEAS.

Messrs. Demarest,  
Chetwood,  
Moore,

Stratton,  
Parsons, (V. P.)  
Walker.—6.

## NAYS.

Messrs. McDowell,  
Kirkpatrick,  
Smallwood,  
Reeve,

Thompson,  
Brittin,  
Irck.—7.

Ordered, That the further consideration of said bill be Postponed.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have passed the bill from Council entitled,

“A further Supplement to an act entitled,

An act to erect parts of the counties of Essex and Bergen into a new County, to be called the county of Passaic; and the Eastern part of the county of Gloucester into a separate County, to be called the county of Atlantic, passed February 7th, 1837,”

Without amendment.

And that the House of Assembly have agreed to the amendments made by Council to

The bills entitled,

“A further Supplement to an act entitled,

An act concerning Inns and Taverns, passed the twenty-fourth day of February, seventeen hundred and ninety-seven,”

"An act to authorize the sale of the Real Estate of William H. Mount, and Sarah his wife, of the county of Middlesex,"

And have caused said bills to be re-engrossed.

And that the House of Assembly have disagreed to the amendments made by Council to

The bill entitled,

"An act for the better regulation of the Banks of this State, and for other purposes,"

And herewith return the same.

The bill from the House of Assembly entitled,

"An act for the better regulation of the Banks of this State, and for other purposes,"

Was taken up, and the Amendments made in Council were received from.

Ordered, That said bill have a third reading.

The fifteenth rule having been dispensed with (two-thirds of Council concurring.)

The bill from the House of Assembly entitled,

"An act for the better regulation of the Banks of this State and for other purposes,"

Was read a third time.

On the question, Shall this bill pass ?

It was determined in the affirmative as follows, viz :

#### YEAS.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Brittin,

Smallwood,  
Reeve,  
Thompson,  
Moore,  
Parsons, (V. P.)—10.

#### NAYS.

Messrs. Stratton,

Walker.—2.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill entitled,

"An act for the more easy settlement of disputed boundary lines,"

Was read a second time, considered—and

Ordered, To be engrossed for a third reading.

The consideration of

The bill from the House of Assembly entitled,

An act to establish Public Schools,

Was resumed.

Mr. Irick offered a substitute for the thirteenth section, which had been previously stricken out,—

On the question of its adoption,

The Yeas and Nays being required to be entered on the Journal, were as follows, viz :

YEAS.

Messrs. Demarest,  
Kirkpatrick,  
Irick,  
Thompson,

Moore,  
Stratton,  
Walker.—7.

NAYS.

Messrs. Chetwood,  
McDowell,  
Smallwood,

Reeve,  
Brittin,  
Parsons, (V. P.)—6.

After some further amendments said bill was  
Postponed.

Council adjourned to three o'clock this afternoon.

*Three o'clock Council met.*

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council,

That the House of Assembly have passed the following Bills and concurring Resolution, viz :

"An act respecting the Clerk and Surrogate of the county of Mercer,"—and

"A concurring Resolution relative to printing the Public Laws in the Newspapers of this State,"

To which Bill and Resolution

The assent of Council is requested.

The bill from the House of Assembly entitled,

"An act respecting the Clerk and Surrogate of the county of Mercer,"

Was read.

Ordered, That said bill have a second reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

"An act respecting the Clerk and Surrogate of the county of Mercer,"

Was read a second time—

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

"An act respecting the Clerk and Surrogate of the county of Mercer,"

Was read a third time..

On the question, Shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

## YEAS.

**Messrs.** Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Moore,  
Brittin,  
Stratton,  
Parsons, (V. P.)  
Walker.—12.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The concurrent Resolution from the House of Assembly as follows,

“Resolved, (Council concurring) That the Secretary of State be authorized, under the direction of the Governor of the State, to publish the Public Laws passed at this session of the Legislature, in one Newspaper published in each of the Counties of this State in which a Newspaper is printed, for One Insertion—Provided, that the expense shall not exceed Twenty Dollars for each Paper, and provided, that the said laws be all published in such Newspapers within Sixty Days from the adoption of this Resolution,”

Was read—and

Agreed to.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to the same.

Mr. Irick asked leave to withdraw the papers in relation to the Memorial of Mary Starkey,

Which was granted.

The bill entitled,

“An act for the more easy settlement of disputed boundary lines,”

Was taken up—and

Postponed to the next session of the Legislature.

The Joint Resolution from the House of Assembly providing for repairing the Government House,

Was read.

Ordered, That said bill have a second reading.

The fifteenth Rule was dispensed with, (two-thirds of Council concurring,) and

The Joint Resolution from the House of Assembly providing for repairing the Government House,

Was read a second time.

Ordered, That said Joint Resolution have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

“The Joint Resolution from the House of Assembly providing for repairing the Government House,”

Was read a third time.

On the question, Shall this Joint Resolution pass ?

It was determined in the affirmative by the votes of all the members present, viz :

YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,

Reeve,  
Moore,  
Brittin,  
Stratton,  
Parsons, (V. P.)  
Walker.—12.

Ordered, That the Vice-President sign said Joint Resolution.

Ordered, That the Secretary inform the House of Assembly that Council have passed said Joint Resolution,

Without amendment.

The bill from the House of Assembly entitled,

“An act to raise by tax the sum of Forty Thousand Dollars, for the year one thousand eight hundred and thirty-eight,”

Was read a second time.

Ordered, That said bill have a third reading.

The fifteenth Rule was dispensed with, (two-thirds of the Council concurring)

The bill from the House of Assembly entitled,

“An act to raise by tax the sum of Forty Thousand Dollars, for the year one thousand eight hundred and thirty-eight,”

Was read a third time.

On the question, shall this bill pass ?

It was determined in the affirmative by the votes of all the members present, viz :

## YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Brittin,  
Stratton,

Iriek,  
Smallwood,  
Reeve,  
Moore,  
Parsons, (V. P.)  
Walker.—12.

Ordered, That the Vice-President sign said bill,

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

Without amendment.

The bill entitled,

A further Supplement to an act entitled,

“An act to erect parts of the counties of Hunterdon, Burlington, and Middlesex, into a new County, to be called the county of Mercer,”

Was taken up—

Ordered, To be postponed to the next session of the Legislature.

The bill from the House of Assembly entitled,

An act to establish Public Schools,

Was taken up, amended—and

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,

An act to establish Public Schools,

Was read a third time.

On the question, Shall this bill pass ?

It was decided in the affirmative as follows, viz :

## YEAS.

Messrs. Demarest,  
McDowell,  
Dayton,  
Kirkpatrick,  
Brittin,  
Stratton,

Smallwood,  
Moore,  
Brittin,  
Stratton,  
Walker.—12.

## NAYS.

Messrs. Reeve,

Parsons, (V. P.)—2.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With sundry amendments.

To which amendments

The assent of the House of Assembly is requested.

Mr. Brittin, from the Committee on Corporations to whom had been referred

The bill entitled,

An act to incorporate the Nottingham Manufacturing Company,

Reported said bill.

Ordered, That said bill be postponed to the next session of the Legislature.

On motion of Mr. Smallwood,

Leave was granted to withdraw the documents in relation to the Supplement to the Charter of the City of Newark,

The bill entitled,

"A Supplement to an act entitled,

An act to incorporate the Bergen Port Company, passed March 7th, 1837,"

Was taken up.

Ordered, That said bill be postponed to the next session of the Legislature.

The consideration of the bill entitled,

"An act to defray Incidental Charges,"

Was resumed.

On motion to strike out the thirty-ninth line,

The vote stood as follows :

## YEAS.

Messrs. Demarest,  
Chetwood,  
Moore,Stratton,  
Parsons, (V. P.)  
Walker.—6.

## NAYS.

**Messrs. McDowell,  
Kirkpatrick,  
Irck,**

**Smallwood,  
Reeve,  
Brittin.—6.**

So it was determined in the negative.

On the question of agreeing to the first section, the vote stood as follows :

## YEAS.

**Messrs. McDowell,  
Irck,  
Smallwood,**

**Reeve,  
Brittin.—5.**

## NAYS.

**Messrs. Demarest,  
Chetwood,  
Kirkpatrick,  
Moore,**

**Stratton,  
Parsons, (V. P.)  
Walker.—7.**

So it was determined in the negative.

After some further consideration of the subject, the thirty-ninth line was stricken out, and the bill was

Ordered, To a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly entitled,  
"An act to defray incidental charges,"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative, as follows, viz :

## YEAS.

**Messrs. Chetwood,  
McDowell,**

**Moore,  
Brittin,**

Smallwood,  
Reeve,  
Stratton,

Parsons, (V. P.)  
Walker—9.

NAY.

Mr. Kirkpatrick.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed said bill,

With an amendment.

To which amendment

The assent of the House of Assembly is requested.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have disagreed to the amendments made by Council to

The bill entitled,

“An act to establish Public Schools,”

And herewith return the same.

The bill from the House of Assembly entitled,

“An act to establish Public Schools,”

Was taken up—

Council receded from their amendment in the first section, but adhered to the others.

Ordered, That the Secretary inform the House of Assembly thereof, and return the bill to the House of Assembly.

A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly adhered to their disagreement to the amendments made by Council to

The bill entitled,

“An act to establish Public Schools,”

And request the appointment of a Committee of Conference; and have appointed, on their part, Messrs. Field, Pierson, Tuttle, Emley and Flanagin—

And that the House of Assembly have adopted the following concurring Resolutions :

The first relative to the State furnishing a Copy of the Revised Laws to the Clerks of the Counties of Mercer, Passaic and Atlantic—

29 A

One relative to compensation to the Ex-Governor, Treasurer, and the late Speaker of the House of Assembly, for distributing the Surplus Revenue—

A Resolution relative to the care of the State House Yard—and

One relative to the fitting up of the late Council Chamber, for the use of the Court of Chancery—

Also, That the House of Assembly have agreed to the amendments made by Council to

The bill entitled,

“An act to defray Incidental Charges,”

And have caused said bill to be re-engrossed.

Council appointed Messrs. Brittin and Walker, a Committee on their part, to confer with the Committee of the House of Assembly.

The following concurrent Resolutions from the House of Assembly were read, viz :

“Resolved, (Council concurring) That a Copy of the Revised Laws be given to the Clerks of the Counties of Mercer, Passaic and Atlantic, for the use of said Counties”—

“Resolved, (Council concurring) That the care and superintendance of the State House Yard be committed to Zachariah Rossell”—

“Resolved, (Council concurring) That the Treasurer of this State, the Clerk of the Court of Chancery, and James Wilson, Esq. be, and they are hereby authorized, to cause the late Council Chamber, now appropriated to the use of the Court of Chancery, to be fitted up in a convenient and suitable manner, for the use of the said Court. Provided, that the expense of such fitting up shall not exceed \$200”—

Which Resolutions were all

Agreed to—

Ordered, That the Secretary inform the House of Assembly that Council have agreed to the same.

Council adjourned to eight o'clock this evening.

*Eight o'clock Council met.*

Mr. Brittin, from the committee on Corporations, to whom had been referred

The bill from the House of Assembly entitled,  
"An act to establish Public Schools,"

Reported the same  
With sundry amendments.  
Which were read—and  
Agreed to.

The fifteenth Rule having been dispensed with, (two-thirds of Council concurring)

The bill from the House of Assembly, entitled,  
"An act to establish Public Schools,"  
Was read a third time.

On the question, Shall this bill pass ?  
It was determined in the affirmative as follows, viz :

YEAS.

Messrs. Demarest,	Reeve,
McDowell,	Brittin,
Kirkpatrick,	Parsons, (V. P.)
Irick,	Walker.—9.
Smallwood,	

NAY.

Mr. Chetwood.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have agreed to the amendments made to

The bill entitled,

"An act to establish Public Schools,"

By the Committee of Conference, and have passed said bill.

To which the assent of the House of Assembly is requested.

Mr. Smallwood offered the following :

"Resolved, That Four Hundred Copies of the Act creating the County of Mercer, with the Supplements thereto, be printed, for the use of the Citizens of said County,"

Which was read—and

Agreed to.

The bill from the House of Assembly entitled,

A Supplement to an act entitled,

An act to ascertain the power and authority of the Ordinary and his Surrogates, to regulate the jurisdiction of the prerogative Courts, and to establish an Orphans' Court in the several counties of this State,

Was read a second time—and

Considered.

Ordered, That said bill have a third reading.

The fifteenth Rule having been dispensed with, (two-thirds of  
the members concurring)

The bill from the House of Assembly entitled,

"A Supplement to the act entitled, An act to ascertain the power and authority of the Ordinary and his Surrogates, to regulate the jurisdiction of the prerogative Courts, and to establish an Orphans' Court in the several counties of this State"

Was read a third time.

On the question, Shall this bill pass?

It was decided in the affirmative by the votes of all the members present, viz :

### YEAS.

Messrs. Demarest,  
Chetwood,  
McDowell,  
Kirkpatrick,  
Irick,

Smallwood,  
Reeve,  
Brittin,  
Parsons, (V. P.)  
Walker.—10.

Ordered, That the Vice-President sign said bill.

Ordered, That the Secretary inform the House of Assembly that Council have passed, ~~said~~ bill,

Without amendment.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council,

That the House of Assembly have agreed to the amendments made by the Joint Committee of Conference to

The bill entitled,

"An act to establish Public Schools,"

And have caused said bill to be re-engrossed.

Council adjourned to seven o'clock to-morrow morning.

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FRIDAY, March 2, 1838.

*Seven o'clock Council met.*

The Vice-President offered the following concurrent Resolution :

"Resolved, (the Assembly concurring) That the Commissioners appointed by an act entitled, 'An act relative to the Lands belonging to this State, at Paterson, in the county of Essex, passed February 27th, 1834,' be, and they are hereby required, to account to the Treasurer of this State, for the leasing or other disposition of said lands, and that the Treasurer report the same at the next sitting of the Legislature,"

Which was read—and

Agreed to.

Ordered, That the Secretary inform the House of Assembly thereof, And request their concurrence.

Mr. Stratton, from the committee to whom had been referred The Letter and Pamphlet in relation to the culture of Silk, Reported adverse to any further action on the subject at this session. A message from the House of Assembly, by Mr. Shreve, their Clerk, informed Council

That the House of Assembly have concurred in the Resolution from Council, relative to the State Lands at Paterson.

Mr. Walker offered the following Resolution :

"Resolved, That the thanks of this House be presented to the Honorable Andrew Parsons, for the able, dignified and impartial manner in which he has presided over our deliberations, during this session of the Legislature;"

Which was read—and

Agreed to unanimously.

Whereupon, the Vice-President rose and addressed the Council as follows :

GENTLEMEN :

In accepting the high trust which your partiality conferred on me, I did so with a distrust of my ability to perform its duties in a manner commensurate with your expectations, but with an honest intention to do so as far as in my power, and with the strictest impartiality. That my endeavors have not been wholly in vain, the approbation expressed in your Resolution just now unanimously passed, is to me a flattering testimonial.

In the performance of the duties of the Chair, many errors, no doubt, have been committed, but they have at all times been overlooked through your kind indulgence ; and it is highly gratifying to me that in no instance has there been an appeal from the decision of the Chair.

Gentlemen—There have been brought before you, for discussion and consideration, many important subjects, and there existed much reason for difference of opinion in regard to some of them ; but, I am happy to say that these differences have been expressed with less of feeling and acrimony, than I have known at any former period, and that there has generally been exhibited the kindest and best of feeling on all occasions.

Gentlemen—Our labors now are brought to a close, and we will soon separate—to mingle again with our constituents, and account to them for our doings here. May they find therein much to approve, and

but little to condemn. And may the many important acts that have been passed conduce to the welfare and best interest of our State, and redound to the honor of the present Legislature.

Gentlemen—I thank you for your kindness, and for the favorable opinions expressed in your Resolution; they will remain to me a source of pleasing recollection during my life. May the Great Disposer of events take you into his safe keeping; and that you may return in safety to your respective families and friends, is my most fervent prayer. I bid you an affectionate farewell.

A message from the House of Assembly by Mr. Shreve, their Clerk, informed Council

That the House of Assembly are ready to adjourn *sine die*.

Ordered, That the Secretary inform the House of Assembly that Council are ready to receive them.

The House of Assembly, preceded by their Speaker, LEWIS CONDICT, Esquire, came into the Council Chamber, and informed Council

That the House of Assembly had adjourned, *sine die*.

Whereupon, Council adjourned, *sine die*.

ROBERT E. HORNOR, *Secretary*.



**MINUTES**

OF THE

**PROCEEDINGS**

OF THE

**JOINT-MEETING**

OF THE

**COUNCIL AND GENERAL ASSEMBLY**

OF THE

**STATE OF NEW-JERSEY.**

**1837—38.**



**1838.**

• 1975/1976

WINTER TERM

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MINUTES  
OF  
JOINT-MEETING.

---

**In Joint-Meeting, October 27, 1837.**

The Council and General Assembly met in the Assembly Room, and proceeded to the choice of a Chairman for the present session, when the Honorable ANDREW PARSONS, Vice-President of Council, was unanimously chosen, and took the Chair.

RALPH H. SHREVE was appointed Secretary of the Joint Meeting.

The following Rules were adopted for the government of Joint Meeting :

- “ 1. That the election of State Officers during the present session be *viva voce*, unless when otherwise ordered.
2. That the Chairman attend carefully to the preservation of order and regularity in transacting the business of the Joint Meeting, and that he shall not engage in any debate, or propose his opinion on any question, without leave of the Joint Meeting.
3. That every member when he speaks shall stand up in his place, and address himself to the Chair.
4. That in all debates and proceedings the members observe the strictest decorum, and that if any one use indecent expressions, or utter any personal reflections, or otherwise offend herein, he be censured according to the nature and aggravation of the offence.
5. That no debate ensue or question be put on a motion unless it be seconded, when it shall be open to debate, and the same receive a determination by the question, unless it be laid aside by the Joint Meeting, or a motion be made to amend it, to postpone it, or for the previous question.
6. The previous question shall be in this form,—“Shall the main question be now put?” and, until decided shall preclude all amendment and further debate on the main question.

7. If any motion contain more than one simple question, any member may have it divided into as many parts as there are distinct questions if seconded in his motion.
8. That no member speak more than twice on the same subject in the same debate, without leave of the Joint Meeting.
9. That all questions of order be determined by the Chairman, subject to an appeal to the Joint Meeting when demanded by four members.
10. That when two or more members rise to speak nearly at the same time, the Chairman shall decide who shall speak first.
11. When any question is stated, and by the Joint Meeting agreed to be put, no member shall be at liberty to withhold his vote, without the leave of the Joint Meeting.
12. The names of the members voting, and for whom they have voted, shall be entered on the minutes, if moved for and seconded, and that the yeas and nays shall be entered upon the Journal on every question taken in the Joint Meeting, other than questions of appointment, when moved for and seconded by five members, except the vote be unanimous.
13. That the Joint Meeting may adjourn when the list of nominations is not gone through with.
14. That appointments or re-appointments may be made without resignations, or the commissions being expired; if the commissions of the persons in office shall expire the same sitting, or within two months thereafter, Provided, that where a new appointment is made, the person so appointed shall not be considered as in commission until the expiration of the commission of the former person whose place it is to supply.
15. That in all questions the Chairman of the Joint Meeting be called upon to vote in his turn as one of the Representatives in Council or Assembly, but that he have no casting vote as Chairman."

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Samuel Cassedy tendered his resignation as Prosecutor of the Pleas of the county of Bergen.

Resolved, That the same be accepted.

William D. Davis requested leave to resign his commission as Colonel of the second Regiment of the Monmouth Brigade.

Resolved, That his resignation be accepted.

James S. Manners tendered in writing his resignation as Brigadier General of the Hunterdon Brigade of the Militia.

Resolved, That his resignation be accepted.

William K. Oat requested leave to resign his commission as Major of the First Battalion Fourth Regiment of the Hunterdon Brigade.

Resolved, That the same be accepted.

John Sharp requested leave to resign his commission as Colonel of the Fourth Regiment of the Hunterdon Brigade.

Resolved, That the same be accepted.

Joseph Sailer tendered in writing the resignation of his commission as Clerk of the Court of Common Pleas for the county of Gloucester.

Resolved, That the same be accepted.

The following appointments were then made :

#### GOVERNOR.

The name of Joseph Warren Scott being on nomination for Governor, leave was requested to withdraw his name.

On the question, Shall leave be granted ?

It was determined in the affirmative unanimously.

The names of William Pennington and Philemon Dickerson being on nomination for Governor, the Secretary, by the direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

#### For WILLIAM PENNINGTON.

Messrs. Chetwood,	Messrs. Duryee,
McDowell,	Voorhees,
Dayton,	Richards,
Kirkpatrick,	Bunting,
Irick,	Hutchinson,
Smallwood,	Archer,
Reeve,	Emley,
Thompson,	Porter,
Brittin,	Cooper,
Parsons, (V. P.)	Caldwell,
Crane,	Ogden,
Pierson,	Hall, of Salem,
Dod,	Johnson,
Littell,	Maskell,
Molleson,	Corson,
Field,	Condict, (Sp.)
Golding,	Tuttle,
Applegate,	Stephens,

1 A

Mairs,  
Miller,  
Gulick,

Gaines,  
Brown,  
Williams,  
Talmage.—43.

For PHILEMON DICKERSON.

Messrs. Demarest,  
Stratton,  
Morris,  
Kennedy,  
Walker,  
Cassedey,  
Lydecker,  
Van Bussum,  
Phillips,  
Huffman,  
Pickel,  
Neighbour,

Messrs. Moore,  
Hall, of Hunterdon,  
Flanagin,  
Whitekar,  
Bowen,  
Wilson,  
Hull,  
Shiner,  
Flummerfelt,  
Larison,  
Van Nest,  
Endicott.—24.

Whercupon, it appearing that William Pennington had received a majority of the votes of the members present, he was declared duly elected Governor of the State of New-Jersey for the ensuing year.

CLERK OF THE SUPREME COURT.

The name of Joseph C. Potts being on nomination for Clerk of the Supreme Court, leave was requested to withdraw his name.

On the question, Shall leave be granted,  
It was determined in the affirmative unanimously.

The names of Zachariah Rossell and William Thompson, being on nomination for Clerk of the Supreme Court, the Secretary by the direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Zachariah Rossell.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,  
Thompson,  
Brittin,

Messrs. Dod,  
A. C. M. Pennington,  
Littell,  
Molleson,  
Field,  
Golding,  
Appleget,  
Mairs,  
Miller,

Parsons, (V. P.	Williams,
Crane,	Gulick,
Pierson,	Talmage,
Duryee,	Hall, of Salem,
Voorhees,	Johnson,
Richards,	Maskell,
Bunting,	Corson,
Hutchinson,	Huffman,
Archer,	Condict, (Sp.)
Emley,	Tuttle,
Porter,	Stephens,
Cooper,	Gaines,
Caldwell,	A. S. Pennington,
Ogden,	Brown.—46.

For William Thompson.

Messrs. Demarest,	Messrs. Hall, of Hunterdon,
Moore,	Flanagan,
Stratton,	Whitekar,
Morris,	Bowen,
Kennedy,	Wilson,
Walker,	Hull,
Cassedey,	Shiner,
Lydecker,	Flummerfelt,
Van Bussum,	Larison,
Phillips,	Van Nest,
Pickel,	Endicott,
	Neighbour.—23.

Whereupon, it appearing that Zachariah Rossell had received a majority of the votes of all the members present, he was declared duly elected Clerk of the Supreme Court of the State of New-Jersey for the ensuing five years.

#### LIBRARIAN.

The name of John R. Tucker being on nomination for Librarian, leave was requested to withdraw his name.

On the question, Shall leave be granted?

It was determined in the affirmative unanimously.

The name of Xenophen J. Maynard being on nomination for Librarian, leave was requested to withdraw his name, which was granted unanimously.

The names of Charles C. Yard and Peter Forman, being on nomi-

nation for Librarian, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Charles C. Yard.

Messrs. Chetwood,	Messrs. Talmage,
McDowell,	Duryee,
Dayton,	Voorhees,
Kirkpatrick,	Richards,
Irick,	Bunting,
Smallwood,	Hutchinson,
Reeve,	Archer,
Thompson,	Emley,
Brittin,	Porter,
Parsons, (V. P.)	Cooper,
Crane,	Caldwell,
Pierson,	Ogden,
Dod,	Hall, of Salem,
A. C. M. Pennington,	Johnson,
Littell,	Maskell,
Molleson,	Corson,
Field,	Huffman,
Golding,	Condict, (Sp.)
Appleget,	Tuttle,
Mairs,	Stephens,
Miller,	Gaines,
Williams,	A. S. Pennington,
Gulick,	Brown.—46.

For Peter Forman.

Messrs. Demarest,	Messrs. Cassedy,
Moore,	Lydecker,
Stratton,	Van Bussum,
Morris,	Phillips,
Kennedy,	Pickel,
Walker,	Neighbour,
Hall, of Hunterdon,	Shiner,
Flanagan,	Flummerfelt,
Whitekar,	Larison,
Bowen,	Van Nest,
Wilson,	Endicott,
	Hull.—23.

Whereupon, it appearing that Charles C. Yard had received a ma.

jority of all the votes of the members present, he was declared duly elected Librarian of the State of New-Jersey for the ensuing year.

#### LAW REPORTER.

The name of Henry W. Green being on nomination for Law Reporter, leave was requested to withdraw his name.

On the question, Shall leave be granted ?

It was given unanimously.

The name of Josiah Harrison being on nomination for Law Reporter, it was moved that he be appointed,

Which was unanimously agreed to.

So Josiah Harrison, Esq. was declared duly elected Law Reporter for the ensuing five years.

#### BERGEN COUNTY.

#### JUDGES.

Chandler Dayton,	Peter I. Ackerman,
Abraham Westervelt,	Stephen H. Lutkins.

#### Justices.

Chandler Dayton,	Henry P. Blackman,
James J. Van Buskirk,	Abraham Westervelt,
Cyrus S. Browning,	Michael Van Winkle,
Garret Van Waggoner,	Stephen H. Lutkins.

#### COMMISSIONERS FOR TAKING ACKNOWLEDGEMENTS AND PROOFS OF DEEDS.

John R. Berdan.	
Abraham C. Zabriskie, for Saddle River Township.	
Garret Van Dien, for Franklin Township.	
Garret S. Demarest, for Harrington Township.	

#### PROSECUTOR OF THE PLEAS.

The name of Lewis L. Hardenburgh being on nomination for Pro-

secutor of the Pleas, leave was requested to withdraw his name.

On the question, Shall leave be granted ?

It was determined in the affirmative unanimously.

The names of David D. Van Bussum and Joseph Post, for Justices of the Peace,

Garret Vandean and Joseph Post for Commissioners,

David D. Demarest for Surrogate,

And Benjamin F. Van Cleve for Prosecutor of the Pleas, for the County of Bergen, being on nomination, it was moved and seconded, that the consideration thereof be postponed ; and the yeas and nays being required, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

*In the Affirmative.*

Messrs. Chetwood,  
McDowell,  
Dayton,  
Irck,  
Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Crane,  
Pierson,  
Dod,  
A. C. M. Pennington,  
Littell,  
Molleson,  
Field,  
Golding,  
Appleget,  
Mairs,  
Condick, (Sp.)  
Tuttle,  
Stephens,

Messrs. Miller,  
Williams,  
Gulick,  
Talmage,  
Duryee,  
Voorhees,  
Richards,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Cooper,  
Caldwell,  
Ogden,  
Hall, of Salem,  
Johfison,  
Maskell,  
Corson,  
A. S. Pennington,  
Brown,  
Gaines.—44.

*In the Negative.*

Messrs. Demarest,  
Moore,  
Stratton,  
Morris,  
Walker,  
Cassedy,  
Lydecker,

Messrs. Neighbour,  
Hall, of Hunterdon,  
Flanagan,  
Whitckar,  
Bowen,  
Wilson,  
Hull,

Van Bussum,  
Phillips,  
Huffman,  
Pickel,

Shiner,  
Flummerfelt,  
Larison,  
Van Nest,  
Endicott.—23.

So it was determined in the affirmative.

The names of John H. Zabriskie and Henry A. Bogart for Justices,  
And Isaac I. Haring for Commissioner for Harington Township,  
Being on nomination, it was moved and seconded,

That the consideration thereof be postponed ; and the yeas and  
nays being required, the Secretary by direction of the Chairman, pro-  
ceeded to call the Joint Meeting, when the votes were as follows, viz :

*In the Affirmative.*

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irieck,  
Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Crane,  
Gulick,  
Talmage,  
Duryee,  
Voorhees,  
Richards,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Cooper,  
Caldwell,

Messrs. Pierson,  
Dod,  
A. C. M. Pennington,  
Littell,  
Molleson,  
Field,  
Golding,  
Applegate,  
Mairs,  
Miller,  
Williams,  
Hall, of Salem,  
Johnson,  
Maskell,  
Corson,  
Huffman,  
Condict, (Sp.)  
Tuttle,  
Stephens,  
Gaines,  
A. S. Pennington,  
Ogden,  
Brown,  
Endicott.—47.

*In the Negative.*

Messrs. Demarest,  
Moore,  
Stratton,  
Morris,

Messrs. Neighbour,  
Hall, of Hunterdon,  
Flanagan,  
Whitkar,

Kennedy.	Bowen.
Walker,	Wilson,
Cassedy,	Hull,
Lydecker,	Shiner,
Van Bussum,	Flummerfelt,
Phillips,	Larison,
Pickel,	Van Nest.—22.

So it was determined in the affirmative.

### PASSAIC COUNTY.

#### CLERK.

The names of John B. Vanderen, Thomas W. T. Bicknell, David Burnett, Josiah M. Crismond, and Nicholas Smith, being on nomination for the office of Clerk of the Court of Common Pleas of the county of Passaic, leave was asked to withdraw them.

On the question, Shall leave be granted,

It was determined in the affirmative unanimously.

The names of George A. Ryerson, and Peregrine Sandford, being on nomination for the office of Clerk of the Court of Common Pleas of the county of Passaic, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the result was as follows, viz:

For George A. Ryerson.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V.P.)  
Crane,  
Pierson,  
Dod,

Messrs. Duryee,  
Voorhees,  
Richards,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Cooper,  
Caldwell,  
Ogden,  
Hall, of Salem,  
Johnson,

A. C. M. Pennington,	Maskell,
Littell,	Corson,
Molleson,	Condict, (Sp.)
Field,	Tuttle,
Golding,	Stephens,
Appleget,	Gaines,
Mairs,	A. S. Pennington,
Miller,	Brown,
Williams,	Gulick,
	Talmage.—45.

For Peregrine Sandford.

**Messrs.** Demarest,  
Moore,  
Stratton,  
Morris,  
Walker,  
Cassedey,  
Lydecker,  
Whitekar,  
Bowen,  
Wilson,  
Hull,

**Messrs.** Van Bussum,  
Phillips,  
Huffman,  
Pickel,  
Neighbour,  
Hall, of Hunterdon,  
Flanagin,  
Flummerfelt,  
Larison,  
Van Nest,  
Shiner,  
Endicott.—23.

So it was determined that George A. Ryerson was duly elected.

#### SURROGATE.

The names of John S. Noble, Bradford W. Lyon, and Simon Van Antwerp, being on nomination for Surrogate of the county of Passaic, leave was asked to withdraw them.

On the question, Shall leave be granted?

It was decided in the affirmative unanimously.

The names of Benjamin W. Vandervoort and Silas D. Canfield, being on nomination for the office of Surrogate of the county of Passaic, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the result was as follows, viz :

For Benjamin W. Vandervoort.

**Messrs.** Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,

**Mesers.** Miller,  
Williams,  
Gulick,  
Talmage,  
Duryee,

Smallwood,	Voorhees,
Reeve,	Richards,
Thompson,	Bunting,
Brittin,	Hutchinson,
Parsons, (V. P.)	Archer,
Crape,	Emley,
Pierson,	Porter,
Dod,	Cooper,
A. C. M. Pennington,	Ogden,
Littell,	Hall, of Salem,
Molleson,	Johnson,
Field,	Maskell,
Golding,	Corson,
Appleget,	Condict, (Sp.)
Mairs,	Tuttle,
Stephens,	A. S. Pennington,
Gaines,	Brown.—44.

For Silas D. Canfield.

Messrs. Demarest,	Messrs. Pickel,
Moore,	Neighbour,
Stratton,	Hall, of Hunterdon,
Morris,	Flanagin,
Kennedy,	Whitkar,
Walker,	Bowen,
Cassedy,	Wilson,
Lydecker,	Shiner,
Van Bussum,	Hull,
Caldwell,	Flummerfelt,
Phillips,	Larison,
Huffman,	Van Nest,
	Endicott.—25.

Whereupon, it appearing that Benjamin W. Vandervoort had received a majority of the votes of the whole number present, he was declared duly elected Surrogate of the county of Passaic.

PROSECUTOR OF THE PLEAS.

The names of James Speer, Aaron S. Pennington, and Elias B. D. Ogden, being on nomination for Prosecutor of the Pleas, it was moved and seconded that the consideration thereof be postponed.

Which motion was unanimously agreed to.

## JUDGES.

Nathaniel Board,  
Abraham Ryerson,

Horatio Moses,  
Cornelius G. Van Riper.

## JUSTICES.

Charles T. Wallace,  
Nathaniel Board,  
Abraham Ryerson,

Horatio Moses,  
Cornelius G. Van Riper,  
Samuel Van Saun.

## COMMISSIONER, &amp;c.

Cornelius S. Van Waggoner, for Manchester Township.

## OFFICERS OF PASSAIC BRIGADE.

The names of Abraham Godwin, for Brigadier General,  
Cornelius G. Garrison, for Colonel 1st Regiment,  
Josiah Bean, for Colonel 2d Regiment,  
John Edwards, for Major 1 Battalion 1st Regiment,  
John D. Marelles, Major 2 Battalion 1st Regiment,  
Martin R. Bean, Major 1 Battalion 2d Regiment,  
Edmond K. Board, Major 2 Battalion 2d Regiment,  
Being on nomination, it was moved and seconded that the consideration thereof be postponed.

Which was unanimously agreed to.

## ESSEX COUNTY.

## JUDGE.

David D. Crane.

## JUSTICE.

Gideon Ross.

## MORRIS COUNTY..

## SURROGATE.

The name of William Nelson Wood being on nomination for Surrogate of the county of Morris, it was moved and seconded that the consideration of the same be postponed,

Which motion was unanimously agreed to.

## PROSECUTOR OF THE PLEAS.

The names of James J. Scofield and Henry A. Ford being on nomination for Prosecutor of the Pleas, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For James J. Scofield.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,  
Field,  
Golding,  
Applegate,  
Mairs,  
Miller,  
Williams,  
Gulick,  
Porter,  
Cooper,  
Caldwell,  
Ogden,  
Hall, of Salem,  
Johnson,  
Corson,

Messrs. Brittin,  
Parsons, (V. P.)  
Crane,  
Pierson,  
Dod,  
A. C. M. Pennington,  
Littell,  
Molleson,  
Talmage,  
Duryee,  
Voorhees,  
Richards,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Condict, (Sp.)  
Tuttle,  
Stephens,  
Gaines,  
A. S. Pennington,  
Brown,  
Maskell.—45.

For Henry A. Ford.

Messrs. Demarest,  
Moore,

Messrs. Neighbour,  
Hall, of Hunterdon,

Stratton,	Flanagan,
Morris,	Whitekar,
Kennedy,	Bowen,
Walker,	Wilson,
Cassedy,	Hull,
Lydecker,	Shiner,
Van Bussum,	Flummerfelt,
Phillips,	Larison,
Huffman,	Van Nest,
Pickel,	Endicott.—24.

Whereupon, it appearing that James J. Scofield had received a majority of the whole number of votes of the members present, was declared duly appointed Prosecutor of the Pleas for the county of Morris.

JUDGES.

Daniel Hopping,	Ephraim Marsh,
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JUSTICES.

Ephraim Marsh,	David Day,
Benjamin P. Lum,	Henry Stevens,
Thomas Van Winkle,	John J. Young,
Azariah Carter,	William Babbit,

John Hunt.

COMMISSIONERS, &c.

Jonathan J. Oliver, for Morris Township.

**WARREN COUNTY.**

JUDGES.

Robert S. Kennedy,	William P. Robeson.
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JUSTICES OF THE PEACE.

John S. Little,	Robert S. Kennedy,
John M. Young,	John Kelly,
William P. Robeson,	John Howell, Jr.
James Dewitt,	Archibald Robertson,

George Creveling.

2 A

## COMMISSIONER, &amp;c.

Robert Steele for Independence Township.

The names of Caleb H. Valentine and Garret Vliet, as Judges, John Kerns, Isaac Shipman, and Jacob S. Hawk, as Jutices, John C. Hartpence and George Wire, as Commissioners, &c.,

Being on nomination, it was moved and seconded that the consideration thereof be postponed, and the yeas and nays being required thereon, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

*In the Affirmative.*

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Crane,  
Pierson,  
Dod,  
A. C. M. Pennington,  
Littell,  
Molleson,  
Field,  
Golding,  
Applegate,  
Mairs,  
Miller,  
Williams,  
Gulick,  
Talmage,  
Duryee,  
Voorhees,  
Richards,

Messrs. Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Cooper,  
Ogden,  
Hall, of Salem,  
Johnson,  
Maskell,  
Corson,  
Condict, (Sp.)  
Tuttle,  
Stephens,  
Gaines,  
A. S. Pennington,  
Brown.—44.

*In the Negative.*

Messrs. Demarest,  
Moore,  
Stratton,  
Morris,  
Kennedy,

Messrs. Pickel,  
Neighbour,  
Hall, of Hunterdon,  
Flanagan,  
Whitekar,

Walker,	Bowen,
Cassedy,	Wilson,
Lydecker,	Hull,
Van Bussum,	Shiner,
Caldwell,	Flummerfelt,
Phillips,	Larison,
Huffman,	Van Nest,
	Endicott.—25.

So it was determined in the affirmative.

### SUSSEX COUNTY.

#### JUDGES.

Nathan A. Shafer,	Robert E. McCarter,
	Elias L'Homidieu.

#### JUSTICES.

Henry W. McCamley,	Levi Dowitt, Jr.
John A. Johnson,	Abm. Lawrence,
Nathan A. Shafer,	Elias L'Homidieu,
Thomas McIntire,	Robert H. McCarter,
Joseph Linn,	James Hiff,
Isaac Shiner,	Andrew Wilson,
	Samuel S. White.

#### COMMISSIONERS, &c.

Isaac V. Courson, of Stillwater,  
 Simeon McCoy, of Wantage,  
 Richard M. Lawrence, of Hardyston,  
 Josiah Munson, of Byram,  
 Benjamin Hull, of Wallpack,  
 William Cole, of Wantage,  
 Joseph W. Manning, of Byram,  
 John D. Everett, of Sandyston,  
 Adam Smith, of Vernon,  
 William Dunn, of Wallpack.

## HUNTERDON COUNTY.

## MAYOR OF THE CITY OF TRENTON.

Charles Burroughs.

## RECORDER OF THE CITY OF TRENTON.

James Ewing.

## PROSECUTOR OF THE PLEAS.

The names of James N. Reading and Alexander Wurts, being on nomination for Prosecutor of the Pleas for the county of Hunterdon, The Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For James N. Reading.

Messrs. Chetwood,	Messrs. Reeve,
McDowell,	Thompson,
Dayton,	Brittin,
Kirkpatrick,	Parsons, (V. P.)
Irick,	Crane,
Smallwood,	Pierson,
Dod,	Hutchinson,
A. C. M. Pennington,	Archer,
Littell,	Emley,
Molleson,	Porter,
Field,	Caldwell,
Golding,	Cooper,
Appleget,	Ogden,
Mairs,	Hall, of Salem,
Miller,	Johnson,
Williams,	Maskell,
Gulick,	Corson,
Talmage,	Huffman,
Duryee,	Condict, (Sp.)
Voorhees,	Tuttle,
Richards,	Stephens,
Bunting,	Gaines,
A. S. Pennington,	Brown.—46.

## For Alexander Wurts.

Messrs. Demarest,

Moore,  
Stratton,  
Morris,  
Kennedy,  
Walker,  
Cassedy,  
Lydecker,  
Van Bussum,  
Phillips,  
Pickel,

Messrs. Neighbour,

Hall, of Hunterdon,  
Flamagin,  
Whitekar,  
Bowen,  
Wilson,  
Hull,  
Shiner,  
Flummerfelt,  
Larison,  
Van Nest,  
Endicott.—23.

Whereupon, it appearing that James N. Reading had a majority of the votes of all the members present, he was declared duly elected Prosecutor of the Pleas for the county of Hunterdon.

## JUDGES.

George W. Smith,  
Elijah Wilson,  
David P. Shrophe,  
William I. Cook,  
William Stout,  
Peter Sigler,  
John Coryell,  
Samuel Evans,

Adams C. Davis,  
Peter H. Huffman,  
Peter Teneycke,  
Peter R. Fisher,  
Ezekiel Blew,  
David Hulsizer,  
William A. Huff,  
James Stevenson,  
Samuel Skinner.

The name of Henry S. Hunt, being on nomination for Judge and Justice,

Leave was requested to withdraw his name,

Which was granted unanimously.

The names of John S. Steers and David Rockafellar, being on nomination for Justices of the Peace,

Leave was requested to withdraw their names,

Which was granted unanimously.

## JUSTICES.

Elijah Wilson,  
Samuel Evans,  
Charles Dippoldt,  
Peter H. Huffman,  
Zenophen J. Maynard,  
John Barber,  
John Coryell,  
Joseph Anderson,

William Stout,  
Uriah Sutton,  
George W. Scott,  
William I. Cook,  
G. A. Verselius,  
Enoch Johnson,  
James Stevenson,  
Samuel Skinner.

## COMMISSIONERS, &amp;c.

John R. Tucker, of Trenton,  
 Joseph Titus, of Hopewell,  
 Joseph Huffman, of Tewksbury,  
 William Rhinehart, of Bethlehem,  
 Peter Thompson, of Alexandria.

The names of Samuel Evans, Robert Foster, and Philip C. Hoffman,  
 being on nomination for Commissioners,

Were withdrawn by unanimous consent.

*Brigadier General of the Hunterdon Brigade.*

John Blane.

*Colonel of the 4th Regiment.*

Adams C. Davis.

*Colonel of the Artillery Regiment.*

Azariah W. Dunham.

*Major of the 1st Battalion, 4th Regiment.*

James Lair.

*Major of the 2d Battalion, 3d Regiment.*

Joseph Titus.

*Major of 1st Battalion of Artillery Regiment.*

Samuel W. Garrison.

The name of Philip F. Hawk, being on nomination for a Justice of the Peace, it was moved and seconded,

That the consideration thereof be postponed.

The yeas and nays being required thereon, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

*In the Affirmative.*

Messrs. Chetwood,	Messrs. Talmage,
McDowell,	Duryee,
Dayton,	Voorhees,
Kirkpatrick,	Richards,
Irick,	Bunting,
Smallwood,	Hutchinson,
Reeve,	Archer,
Thompson,	Emley,
Brittin,	Porter,
Parsons, (V. P.)	Cooper,
Crane,	Caldwell,
Pierson,	Ogden,
Dod,	Hall, of Salem,
A. C. M. Pennington,	Johnson,
Littell,	Maskell,
Molleson,	Corson,
Field,	Huffman,
Golding,	Condict, (Sp.)
Appleget,	Tuttle,
Mairs,	Stephens,
Miller,	Gaines,
Williams,	A. S. Pennington,
Gulick,	Brown.—46.

*In the Negative.*

Messrs. Demarest,	Messrs. Neighbour,
Moore,	Hall of Hunterdon,
Stratton,	Flanagin,
Morris,	Whitekar,
Kennedy,	Bowen,
Walker,	Wilson,
Cassedey,	Hull,
Lydecker,	Shiner,
Van Bussum,	Flummerselt,
Phillips,	Larison,
Pickel,	Van Nest,
	Endicott.—23.

So it was determined in the affirmative.

The names of Samuel Cooley, John Barton, William Probasco, John Savage, Lewis Evans, for Judges, and

Green Sergeant, John Anderson, John Swackhammer, William Voorhees, for Justices, and

James Larison, of Alexandria, John Lake, of Bethlehem, Jacob Apgar, of Tewksbury, for Commissioners, and

John P. S. Miller, for Major of the 2d Battalion, 1st Regiment of the Hunterdon Brigade,

Being on nomination, it was moved and seconded, that the further consideration of them be postponed,

Which was agreed to without a count.

## MIDDLESEX COUNTY.

### CLERK OF THE COURT OF COMMON PLEAS.

The name of Andrew Snowhill, being on nomination for Clerk of the Court of Common Pleas for the county of Middlesex,

Leave was requested to withdraw his name,

Which was granted unanimously.

The names of Nicholas Booraem and Joseph McChesney, being on nomination for Clerk of the Court of Common Pleas of the county of Middlesex, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Nicholas Booraem.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Crane,  
Pierson,  
Dod,  
A. C. M. Pennington,  
Littell,  
Molleson,  
Field,  
Golding,  
Appleget,  
Mairs,  
Miller,  
Williams,

Messrs. Gulick,  
Talmage,  
Duryec,  
Voorhees,  
Richards,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Cooper,  
Caldwell,  
Hall, of Salem,  
Johnson,  
Maskell,  
Corson,  
Condict, (Sp.)  
Tuttle,  
Stephens,  
Gaines,  
A. S. Pennington,  
Brown.—44.

## For Joseph McGhesney.

**Messrs. Demarest,**  
 Moore,  
 Stratton,  
 Morris,  
 Kennedy,  
 Walker,  
 Cassedy,  
 Lydecker,  
 Van Bussum,  
 Phillips,  
 Huffman,

**Messrs. Pickel,**  
 Neighbour,  
 Hall, of Hunterdon,  
 Flanagin,  
 Whitekar,  
 Bowen,  
 Wilson,  
 Hull,  
 Flummerfelt,  
 Larison,  
 Van Nest,  
 Endicott.—23.

Whereupon, it appearing that Nicholas Booraem had received a majority of all the votes of the members present, he was declared duly elected Clerk of the Court of Common Pleas for the county of Middlesex.

## JUDGES.

Josiah Ford,  
 John Perrine, Jr.

Peter Duncan,  
 John B. Mount.

## JUSTICES.

John Perrine, Jr.  
 Peter P. Measarcle,  
 Thomas Blake,

Simeon Mundy,  
 John B. Mount,  
 Job Silvers.

**COMMISSIONERS FOR TAKING ACKNOWLEDGEMENTS AND PROOFS OF  
 DEEDS.**

Randal C. Robbins, of West Windsor,  
 John T. Hutchinson, of East Windsor.

Joint Meeting adjourned to three o'clock, this afternoon.

*Three o'clock Joint Meeting met.*

**SOMERSET COUNTY.**

**JUDGES.**

Andrew Smalley,	Ferdinand Vanderveer,
	William B. Gaston.

**JUSTICES.**

Ferdinand Vanderveer,	James Taylor,
William B. Gaston,	Lewis Mundy,
Abraham Van Nuyts,	Absalom Martin.

**MONMOUTH COUNTY.**

**JUDGE.**

Samuel G. Wright.

**JUSTICES.**

Francis Murphy,	Cornelius Vanderbeck,
Joseph Lawrence,	Henry H. Woolcott,
William Imly,	William D. Oliphant,
Peter Bilyea,	Jacob Holmes,
	Joseph Goodenough.

**COMMISSIONERS, &c.**

Thomas Debow, of Freehold,  
 James D. Rogers, of Dover,  
 John L. Beatty, of Upper Freehold.

## BURLINGTON COUNTY.

## JUDGES.

John Blackwood, Christian Larzalere.

## JUSTICES.

Amos Wright, Amos Stiles,  
John Blackwood.

## RECODER OF THE CITY OF BURLINGTON.

William R. Allen.

## ALDERMEN OF THE CITY OF BURLINGTON.

Samuel R. Gummere, Samuel R. Wetherel.

## COMMISSIONER, &amp;c.

Daniel Wills, of Northampton.

## GLOUCESTER COUNTY.

The names of Henry Bradshaw and Joseph Lodge, being on nomination for Clerk of the Court of Common Pleas of the county of Gloucester, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Henry Bradshaw.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,

Messrs. Mairs,  
Williams,  
Miller,  
Gulick,

Irick,	Talmage,
Smallwood,	Duryee,
Reeve,	Voorhees,
Thompson,	Richards,
Brittin,	Bunting,
Parsons, (V. P.)	Hutchinson,
Crané,	Archer,
Pierson,	Emley,
Dod,	Porter,
Littell,	Cooper,
Molleson,	Caldwell,
Field,	Ogden,
Golding,	Hall, of Salem,
Appleget,	Johnson,
Maskell,	Stephens,
Corson,	Gaines,
Condict, (Sp.)	A. S. Pennington,
Tuttle,	Brown.—44.

For Joseph Lodge, Jr.

<b>Messrs.</b> Demarest,	<b>Messrs.</b> Neighbour,
Moore,	Hall, of Hunterdon,
Stratton,	Flanagin,
Morris,	Whitekar,
Kennedy,	Bowen,
Walker,	Wilson,
Cassedey,	Hull,
Lydecker,	Shiner,
Van Bussum,	Flummerfelt,
Phillips,	Larison,
Huffman,	Van Nest,
Pickel,	Endicott.—24.

Whereupon, it appearing that Henry Bradshaw had received a majority of the votes of the whole number present, he was declared duly elected Clerk of the Court of Common Pleas of the County of Gloucester.

JUDGES.

Thomas Redman,

Jacob Howey,  
John Marshall.

JUSTICE.

Thomas Redman.

The names of Jacob Howey and Christopher Sickler, being on nomination for Justices,

Leave was requested to withdraw their names—  
It was given unanimously.

**COMMISSIONER, &c.**

Joseph Saunders, of Deptford.

Thomas P. Cleman's name being on nomination for Commissioner,  
Leave was requested to withdraw it—  
It was granted.

**ATLANTIC COUNTY.**

**CLERK OF THE PLEAS.**

The names of Samuel B. Westcott and James H. Collins, being on nomination for Clerk of the Court of Common Pleas of the County of Atlantic, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Samuel B. Westcott.

**Messrs.** Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irieck,  
Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Crane,  
Pierson,  
Dod,  
Littell,

**Messrs.** Talpmage,  
Duryee,  
Voorhees,  
Richards,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Cooper,  
Caldwell,  
Ogden,  
Hall, of Salem,  
Johnson,

Molleson,	Maskell,
Field,	Corson,
Golding,	Condict, (Sp.)
Appleget,	Tuttle,
Mairs,	Stephens,
Miller,	Gaines,
Williams,	A. S. Pennington,
Gulick,	Brown.—44.

For James H. Collins.

Messrs. Demarest,	Messrs. Walkor,
Moore,	Cassedey,
Stratton,	Lydecker,
Morris,	Van Bussum,
Kennedy,	Phillips,
Huffman,	Wilson,
Pickel,	Hull,
Neighbour,	Shiner,
Hall, of Hunterdon,	Flummerfelt,
Fianagin,	Larison,
Whitekar,	Van Nest,
Bowen,	Endicott.—24.

Whereupon, it appearing that Samuel B. Westcott had received a majority of the votes of all the members present, he was declared duly elected Clerk of the Court of Common Pleas of the county of Atlantic.

#### SURROGATE.

The names of Judas S. Taylor and John C. Briggs, being on nomination for Surrogate of the county of Atlantic, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For John C. Briggs.

Messrs. Chetwood,	Messrs. Williams,
McDowell,	Gulick,
Dayton,	Talmage,
Kirkpatrick,	Duryec,
Irick,	Voorhees,
Smallwood,	Richards,
Reeve,	Bunting,
Thompson,	Hutchinson,

Brittin,	Archer,
Parsons, (V. P.)	Emley,
Crane,	Porter,
Pierson,	Cooper,
Dod,	Caldwell,
Littell,	Ogden,
Molleson,	Hall, of Salem,
Field,	Johnson,
Golding,	Maskell,
Applegate,	Corson,
Mairs,	Condick, (Sp.)
Miller,	Tuttle,
Stephens,	A. S. Pennington,
Gaines,	Brown.—44.

For Julias S. Taylor.

Messrs. Demarest,	Messrs. Neighbour,
Moore,	Hall, of Hunterdon,
Stratton,	Flanagan,
Morris,	Whitekar,
Kennedy,	Bowen,
Walker,	Wilson,
Cassedy,	Hull,
Lydecker,	Shiner,
Van Bussum,	Flummerfelt
Phillips,	Larison,
Huffman,	Van Nest,
Pickel,	Endicott.—24.

Whereupon, it appearing that John C. Briggs had received a majority of the votes of all the members present, he was declared duly elected Surrogate of the county of Atlantic.

JUDGES.

Japhet Leeds,	Edmund Taylor,
Benjamin Weatherby,	John Estell.

The name of Philip Emmell being on nomination for Judge, Leave was asked and obtained to withdraw it.

JUSTICES.

Joseph Garwood,	Japhet Leeds,
John Core,	Edmund Taylor,
Andrew K. Hay,	Benjamin Weatherby,
Ralph Ashley,	Thomas Parsons,

Daniel Lake.

## COMMISSIONER, &amp;c.

Daniel Lake, for Egg Harbour township.

The name of Nicholas S. Thompson, for Commissioner, was with leave withdrawn.

The names of Daniel Baker, Robert B. Risley, and John Watson, as Judges,

Joseph Endicott, Daniel Baker, Joseph Scull, Ezra B. Risley and John Watson, as Justices, and

Matthew Collins, of Galloway, for Commissioner, being on nomination, it was moved and seconded,

That the consideration thereof be postponed,

Which was agreed to without a count.

## CUMBERLAND COUNTY.

## SURROGATE.

The name of Elias P. Seeley being on nomination for Surrogate of the county of Cumberland,

Leave was asked and obtained to withdraw his name.

The names of Hugh R. Marseilles and James M. Newell, being on nomination for Surrogate of the county of Cumberland, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Hugh R. Marseilles.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Reeve,  
Smallwood,  
Brittin,  
Parsons, (V. P.  
Thompson,

Messrs. Gulick,  
Talmage,  
Duryee,  
Voorhees,  
Richards,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,

Crane,	Cooper,
Pierson,	Caldwell,
Dod,	Ogden,
A. C. M. Pennington,	Hall, of Salem,
Littell,	Johnson,
Molleson,	Maskell,
Field,	Condict, (Sp.)
Golding,	Tuttle,
Applegate,	Stephens,
Mairs,	Gaines,
Miller,	A. S. Pennington,
Williams,	Corson,
	Brown.—45.

For James M. Newell.

Messrs. Demarest,	Messrs. Neighbour,
Moore,	Hall, of Hunterdon,
Stratton,	Flanagin,
Morris,	Whitekar,
Kennedy,	Bowen,
Walker,	Wilson,
Cassedy,	Hull,
Lydecker,	Shiner,
Van Bussum,	Flummerfelt,
Phillips,	Larison,
Huffman,	Van Nest,
Pickel,	Endicott.—24.

Whereupon, it appearing that Hugh R. Marseilles had received a majority of the votes of all the members present, he was declared duly elected Surrogate for the county of Cumberland.

JUDGES.

Joshua Brick,

John Wishart.

JUSTICES.

John Wishart,  
Joel S. Robinson,  
Zephaniah Ogden,  
David W. Carnes,

David R. Moore,  
Leonard Lawrence,  
Isaac Watson,  
Maskell Ware.  
Belford M. Benham.

## COMMISSIONERS, &amp;c.

Enos Seeley, for Deerfield,  
James H. Trenchard, for Fairfield,

The names of Nathaniel Foster and William Cook, as Judges,  
Dan Simkins and James P. Powels, as Justices, and  
Belford M. Brown, as Commissioners, being on nomination,  
Leave was asked and obtained to withdraw them.

The names of Henry Shaw, as Judge, and  
Samuel Sloan, Joseph Butcher, Josiah Newcomb, William Cook,  
Philip Fithian, Elijah D. Riley, and Henry Shaw, as Justices, and  
Seely Shute, John Moore, Jr. Daniel Burt, Gideon Heaton, and  
Samuel Ogden, as Commissioners, being on nomination,

It was moved and seconded that the consideration thereof be postponed,  
Which was agreed to without a count.

## SALEM COUNTY.

## JUDGES.

Israel R. Clawson,

John M. Brown,  
William Morris.

## JUSTICES.

Jeremiah Foster,  
George Hancock,

John Burroughs,  
Israel S. Reed,

## COMMISSIONERS, &amp;c.

Samuel White, of Pilesgrove,  
Dalymore Harris, of Lower Alloways Creek,  
Joseph E. Brown, of Salem.

CAPE MAY COUNTY.

JUDGE.

Seth Young.

JUSTICES.

Thomas Crandall,  
Enoch Edmonds,

Eli Townsend,  
John Price,  
Seth Young.

COMMISSIONERS, &c.

Moses Willets, Upper Township.

Ordered, That the Vice-President of Council, and the Speaker of the House of Assembly, be a Committee to wait on the Governor elect, inform him of his appointment, and request his acceptance of the same.

On motion the Joint Meeting rose.

**In Joint-Meeting, November 14, 1827.**

**Hon. ANDREW PARSONS, Chairman.**

**RALPH H. SHREVE, Esq. Secretary.**

Hugh H. Higbee requested leave to resign in writing his commission as a Justice of the Peace, of the county of Burlington.

Resolved, That the same be accepted.

S. S. Chester requested leave in writing to resign his commission as a Justice of the Peace, of the county of Gloucester.

Resolved, That his resignation be accepted.

Stephen B. Brittin requested leave verbally, through the Hon. John J. Chetwood, to resign his commission as Deputy Mayor of the Borough of Elizabeth.

Resolved, That his resignation be accepted.

Abraham S. Van Deursen requested leave in writing to resign his commission as a Justice of the Peace, in and for the county of Middlesex.

Resolved, That the same be accepted.

The following appointments were then made :

**TREASURER.**

The names of Joshua Hollinshead, Andrew Snowhill, David Mercereau, Charles Burroughs, George S. Green, and Peter Voorhees, being on nomination for State Treasurer,

Leave was requested to withdraw their names,

On the question, Shall leave be granted ?

It was determined in the affirmative unanimously.

The names of Isaac Southard and Jacob Kline, being on nomination for Treasurer, the Secretary by the direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Isaac Southard.

Messrs. Chetwood,	Messrs. Williams,
McDowell,	Gulick,
Dayton,	Talmage,
Kirkpatrick,	Duryee,
Irick,	Voorhees,
Smallwood,	Bunting,
Reeve,	Hutchinson,
Thompson,	Archer,
Brittin,	Emley,
Parsons, (V. P.)	Porter,
Crane,	Cooper,
Pierson,	Caldwell,
Dod,	Ogden,
A. C. M. Pennington,	Hall, of Salem,
Littell,	Johnson,
Molleson,	Maskell,
Field,	Corson,
Golding,	Condict, (Sp.)
Appleget,	Tuttle;
Mairs,	Stephens,
Miller,	Gaines,
A. S. Pennington,	Brown.—44.

For Jacob Kline.

Messrs. Demarest,	Messrs. Neighbour,
Moore,	Hall, of Hunterdon,
Stratton,	Flanagan,
Morris,	Whitekar,
Kennedy,	Bowen,
Walker,	Wilson,
Cassedey,	Hull,
Lydecker,	Shiner,
Van Bussum,	Flummerfelt,
Phillips,	Larison,
Huffman,	Van Nest,
Pickel,	Endicott.—24.

Whereupon, it appearing that Isaac Southard had received a majority of the votes of the members present, he was declared duly elected Treasurer of the State of New Jersey, for the ensuing year.

## KEEPER OF THE STATE PRISON.

The names of William Packer, Jacob Fleming, William Tindall, William R. McKean, Peter C. Stryker, William R. Jaques, James Davison, and Joseph A. Yard, being on nomination for Keeper of the State Penitentiary,

Leave was requested to withdraw the name of Peter C. Stryker, Which was granted unanimously.

Mr. Chetwood moved that Joseph A. Yard be appointed—and

Upon the question, Shall Joseph A. Yard be appointed ?

It was determined in the affirmative without a count.

Whereupon, Joseph A. Yard was declared duly elected Keeper of the State Penitentiary, for the ensuing year.

## INSPECTORS OF THE STATE PENITENTIARY.

The names of William White, Joshua Wright, Samuel R. Gummere, Timothy Abbott, Jr. Samuel Bebee, James Hby, Jr. William Black, Jr. Moses Wills, John Aaronson, Jason H. Roe, William Biddle, Joseph Whittaker, William Snowden, John Titus, Anderson Lalor, Joseph G. Brearley, Phineas S. Bunting, Morrison McNeely, Isaac Barnes, James Skirm, and Henry Paxson, being on nomination for Inspectors of the State Penitentiary,

It was moved that William White, of Lawrence, Joshua Wright, of Nottingham, Samuel R. Gummere, of Burlington, Timothy Abbott, Jr. and Samuel Bebee, of Trenton, be appointed ; and—

Upon the question, Shall the motion be agreed to ? the yeas and nays thereon being required, the Secretary by the direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz. :

Yea...

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Britton,  
Parsons, (V. P.)  
Crane,  
Pierson,

Messrs. Irick,  
Smallwood,  
Reeve,  
Thompson,  
Bunting,  
Hutchinson,  
Archer,  
Emley,

Dod,	Porter;
A. C. M. Pennington,	Cooper,
Littell,	Caldwell,
Molleson,	Ogden,
Field,	Hall, of Salem,
Golding,	Johnson,
Appleget,	Maskell,
Mairs,	Corson,
Miller,	Huffman,
Williams,	Condict, (Sp.)
Gulick,	Tuttle,
Talmage,	Stephens,
Duryee,	Gaines,
Voorhees,	A. S. Pennington,
	Brown.—45.

*Nays.*

<b>Messrs.</b> Demarest,	<b>Messrs.</b> Phillips,
Moore,	Pickel,
Stratton,	Neighbour,
Morris,	Hall of Hunterdon,
Kennedy,	Flanagin,
Walker,	Whitekar,
Cassedby,	Bowen,
Lydecker,	Wilson,
Van Bussum,	Hull,
Shiner,	Larison,
Flummerfelt,	Van Nest,
	Endicott.—23.

So it was determined in the affirmative.

Whereupon, William White, Joshua Wright, Samuel R. Gummere, Timothy Abbott, Jr. and Samuel Bebee, were declared duly elected as Inspectors of the New-Jersey State Penitentiary, for the ensuing year.

**ATLANTIC COUNTY.****JUDGE.**

**Daniel Baker.**

## JUSTICE.

Joseph Endicott.

The names of Philip Emmell and John Watson, for Judges,  
 John Watson, for Justice, and  
 Matthew Collins, for Commissioner, for the township of Galloway,  
 being on nomination, it was moved and seconded,

That the consideration thereof be postponed, and

The yeas and nays being required thereon, the Secretary by the direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

*In the Affirmative.*

Messrs. Chetwood,  
 McDowell,  
 Dayton,  
 Kirkpatrick,  
 Brittin,  
 Parsons, (V. P.)  
 Crane,  
 Pierson,  
 Dod,  
 A. C. M. Pennington,  
 Littell,  
 Molleson,  
 Field;  
 Golding,  
 Appleget;  
 Mairs,  
 Miller,  
 Williams,  
 Gulick,  
 Talmage,  
 Duryee,  
 Voorhees,

Messrs. Irick,  
 Smallwood,  
 Reeve,  
 Thompson,  
 Bunting,  
 Hutchinson,  
 Archer,  
 Emley,  
 Porter,  
 Cooper,  
 Caldwell,  
 Ogden,  
 Hall, of Salem,  
 Johnson,  
 Maskell,  
 Corson,  
 Huffman,  
 Condict, (Sp.)  
 Tuttle,  
 Stephens,  
 Gaines,  
 A. S. Pennington,  
 Brown.—45.

*In the Negative.*

Messrs. Demarest,  
 Moore,  
 Stratton,

Messrs. Phillips,  
 Pickel,  
 Neighbour,

Morris,	Hall, of Hunterdon,
Kennedy,	Flanagan,
Walker,	Whitekar,
Cassedey,	Bowen,
Lydecker,	Wilson,
Van Bussum,	Hull,
Shiner,	Larison,
Flummerfelt,	Van Nest,
	Endicott.—23.

So it was determined in the affirmative.

### BERGEN COUNTY.

#### PROSECUTOR OF THE PLEAS.

The names of Lewis D. Hardenbergh and Benjamin F. Van Cleve being on nomination for Prosecutor of the Pleas for the county of Bergen, the Secretary by the direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Lewis D. Hardenbergh.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Crane,  
Dod,  
A. C. M. Pennington,  
Littell,  
Molleson,  
Field,

Messrs. Appleget,  
Mairs,  
Miller,  
Williams,  
Gulick,  
Talmage,  
Duryee,  
Voorhees,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Cooper,  
Caldwell,  
Ogden,

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Golding,	Hall, of Salem,
Johnson,	Tuttle,
Maskell,	Stephens,
Corson,	Gaines,
Huffman,	A. S. Pennington,
Condict, (Sp.)	Brown.—44.

For B. F. Vancleve.

Messrs. Demarest,  
 Moore,  
 Stratton,  
 Morris,  
 Kennedy,  
 Walker,  
 Cassedy,  
 Lydecker,  
 Van Bussum,  
 Phillips,  
 Pickel,

Messrs. Neighbour,  
 Hall, of Hunterdon,  
 Flanagan,  
 Whitekar,  
 Bowen,  
 Wilson,  
 Hull,  
 Shiner,  
 Flummerfelt,  
 Larison,  
 Van Nest.—22.

Whereupon, it appearing that Lewis D. Hardenbergh had received a majority of the votes present, he was declared duly elected Prosecutor of the Pleas for the county of Bergen, for the ensuing five years.

JUDGES.

The names of Henry W. Kingsland, John A. Berry, Andrew H. Hopper, Christian A. Wannamaker, and Martin Van Houten, being on nomination for Judges, and

The names of John Kennedy, James Young, Andrew H. Hopper, Peter G. Doremus, Richard Vewalen, Christian A. Wannamaker, and Abraham I. Ackerman, being on nomination for Justices, and

John Kennedy, being on nomination for Commissioner for taking Acknowledgments of Deeds, &c., it was moved and seconded,

That the consideration thereof be postponed.

The Yeas and Nays being required thereon, the Secretary by the direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

*In the Affirmative.*

Messrs. Demarest,  
 Moore,  
 Stratton,  
 Morris,  
 Walker,  
 Cassedy,  
 Lydecker,  
 Van Bussum,  
 Phillips,  
 Pickel,

Messrs. Neighbour,  
 Hall, of Hunterdon,  
 Flanagan,  
 Whitekar,  
 Bowen,  
 Shiner,  
 Hull,  
 Flummerfelt,  
 Larison,  
 Van Nest,  
 Endicott.—21.

*In the Negative.*

Messrs. Chetwood,  
 McDowell,  
 Dayton,  
 Kirkpatrick,  
 Irick,  
 Smallwood,  
 Reeve,  
 Thompson,  
 Field,  
 Golding,  
 Appleget,  
 Mairs,  
 Williams,  
 Miller,  
 Gulick,  
 Talmage,  
 Duryee,  
 Voorhees,  
 Emley,  
 Porter,  
 Cooper,

Messrs. Caldwell,  
 Ogden,  
 Hall, of Salem,  
 Johnson,  
 Maskell,  
 Brittin,  
 Parsons, (V. P.)  
 Crane,  
 Pierson,  
 Dod,  
 A. C. M. Pennington,  
 Littell,  
 Molleson,  
 Corson,  
 Huffman,  
 Condict, (Sp.)  
 Tuttle,  
 Stephens,  
 Gaines,  
 Wilson,  
 A. S. Pennington,  
 Brown.—43.

So it was determined in the negative.

## JUDGES.

Henry W. Kingsland, John A. Berry, Andrew H. Hopper, Christian A. Wannamaker, Martin Van Houten.

## JUSTICES OF THE PEACE.

John Kennedy, James Young, Andrew H. Hopper, Peter G. Doremus, Richard Vewalen, Christian A. Wannamaker, Abraham I. Ackerman.

## COMMISSIONER, &amp;c.

John Kennedy.

## BURLINGTON COUNTY.

## JUSTICES.

Elihu Mathews,  
Daniel Deacon,  
William Sinclair,

Bailey A. West,  
William R. Allen,  
Charles Merritt.

## COMMISSIONER, &amp;c.

Thomas Hancock.

## CUMBERLAND COUNTY.

## JUDGES.

William Cook,

Daniel M. Woodruff.

## JUSTICES.

Joseph Butcher,

Daniel M. Woodruff,  
John W. Bradway.

## COMMISSIONERS, &amp;c.

John W. Bradway, Downs' Township,  
Seeley Shute, Greenwich Township.

## ESSEX COUNTY.

## BOROUGH OF ELIZABETH.

## MAYOR.

Smith Scudder.

## DEPUTY MAYOR.

John J. Bryant.

## ALDERMEN.

Elijah Kellogg,  
Keen Prudden,

Elias Winans,  
James F. Meeker.

## JUDGES.

Stephen D. Day,

Zenas S. Crane,  
John Wilson.

## JUSTICES.

John Wilson,  
Dennis Coles,  
Noah Silvers,  
Jabez Pierson,  
George M. Crane,  
Apollos M. Elmer,

Ira Squier,  
Edward Sanderson,  
Jacob L. Douglass,  
Stephen R. Haines,  
Obadiah Crane,  
James Keene,  
James F. Meeker.

*Police Justice of the West Ward, Newark.*

James Keene.

**GLOUCESTER COUNTY.****JUDGES.**Richard Stafford,  
Samuel C. Champion,Josiah Harrison,  
Michael C. Fisher.**JUSTICES.**Israel M. Scattergood,  
James M. Glover,  
John Pierson,  
Michael C. Fisher,James W. Sloan,  
Josiah Harrison,  
William M. Graff,  
Amasa Garwood,  
Samuel C. Champion.**COMMISSIONERS, &c.**Jacob Troth, Waterford Township,  
James M. Glover, Union “  
Edward Turner, Gloucester “  
James Jessup, Greenwich “  
Joseph Z. Pierson, Woolwich “**ALDERMAN FOR THE CITY OF CAMDEN.**

Nathan Davis.

*Brigadier General of the Gloucester Brigade.*

John Clement.

## HUNTERDON COUNTY.

## JUDGE.

Richard Sked.

## JUSTICES.

Adams C. Davis,  
William A. Bidleman,Henry Suydam,  
Richard Sked.

## MIDDLESEX COUNTY.

## JUDGES.

Edgar Freeman,

John Latourrette,  
Charles M. Campbell.

## JUSTICES.

Jacob Herbert,

Charles Frazier.

*Alderman of Perth Amboy.*

Charles Ford.

*Major of the 2d Battalion, 4th Regiment.*

Adam Smith.

## MONMOUTH COUNTY.

## PROSECUTOR OF THE PLEAS.

Peter Vredenburgh, Jr.

## JUDGES.

Cornelius Van Derbeck,      David S. Haywood.

## JUSTICES.

Rulif R. Schenck,      Daniel Erickson.  
Bezaleel Woodward.

## COMMISSIONER, &amp;c.

John P. Lewis, Shrewsbury Township.

## MORRIS COUNTY.

## JUDGES.

James Wood,      William Babbit.

## JUSTICES.

James Wood,  
William Allen,  
Stephen Conger,      Nathaniel F. Douglass,  
Aaron Salmon,  
Archer Stephens.

## PASSAIC COUNTY.

## JUDGES.

John R. Speer,  
Cornelius C. Blawvelt,

Evert H. Van Ness,  
John S. Van Winkle,  
Lambert Sythoff.

## JUSTICES.

Richard J. Jacobus,  
James King,  
Lambert Sythoff,

Nicholas Smith,  
Cornelius E. Merselis,  
John P. Van Winkle.  
William A. Cobb.

## COMMISSIONER, &amp;c.

Samuel Van Saun, for Aquackanonk Township.

## OFFICERS OF PASSAIC BRIGADE.

*Brigadier General.*

Abraham Godwin.

*Colonel of the 1st Regiment.*

Cornelius G. Garrison.

*Colonel of the 2d Regiment.*

Josiah Beam.

## SALEM COUNTY.

## JUDGES.

David S. English,

Israel S. Reed.

## JUSTICES.

Daniel Vaneman,  
Daniel Tracy,  
Benjamin S. Holme,

Oliver Smith,  
Samuel Holton,  
David Wiley.

## COMMISSIONER, &amp;c.

Oliver Smith, Upper Alloways Creek.

## SOMERSET COUNTY.

## RECORDER OF THE BOROUGH OF PRINCETON.

William L. Rodgers.

## ALDERMEN OF THE BOROUGH OF PRINCETON.

John Scudder,

James Van Deventer.

## JUDGES.

William Kennedy,

Elias Brown,  
Peter S. Nevius.

## JUSTICES.

James Harriott,  
William Kennedy,  
Elnathan Moore,  
Elias Brown,Peter S. Nevius,  
David Ayres,  
Nicholas Larzelier.

## WARREN COUNTY.

## COMMISSIONER, &amp;c.

Aaron Robinson, Jr. for Mansfield Township.

On motion the Joint Meeting rose.

**In Joint-Meeting, January 19, 1828.**

Hon. ANDREW PARSONS, Chairman.

RALPH H. SHREVE, Esq. Secretary.

Mr. J. V. Hardenbergh requested in writing leave to resign his commission and office as one of the Judges of the Inferior Court of Common Pleas, in and for the county of Middlesex.

Resolved, That his resignation be accepted.

Samuel Lynch returned his commission as a Justice of the Peace in and for the county of Salem.

Resolved, That his resignation be accepted.

William Sinclair returned his commission as a Justice of the Peace in and for the county of Burlington.

Resolved, That the same be accepted.

John Lowrey resigned in writing his commission as Mayor of the Borough of Princeton.

Resolved, That the same be accepted.

John G. Voorhees, through Ralph Voorhees, Esq., resigned his commission as Major of the second Battalion 3d Regiment Somerset Brigade.

Resolved, That the same be accepted.

Moses Willets resigned his commission as Commissioner for taking the Acknowledgments and Proof of Deeds for the county of Cape May.

Resolved, That the same be accepted.

Aaron Robinson, Jun. returned his commission as one of the Commissioners for taking the Acknowledgments and Proof of Deeds for the county of Warren.

Resolved, That the same be accepted.

Samuel Roberts resigned his commission as a Justice of the Peace in and for the county of Essex.

Resolved, That the same be accepted.

## ATLANTIC COUNTY.

## JUDGES.

Ralph Ashley,

John Richards.

## JUSTICE.

William Champion.

COMMISSIONER FOR TAKING ACKNOWLEDGEMENTS AND PROOFS OF  
DEEDS.

John A. Clement, Galloway Township.

## BERGEN COUNTY.

The names of David I. Christie, John H. Berry, and Robert I. Campbell, being on nomination for Surrogate,

Leave was asked to withdraw them,  
And granted.

The names of Abraham O. Zabriskie and David D. Demarest, being on nomination for Surrogate of the county of Bergen, the Secretary by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Abraham O. Zabriskie.

Messrs. Chetwood,  
McDowell,  
Dayton,  
Kirkpatrick,  
Brittin,  
Parsons, (V. P.)  
Crane,  
Pierson,

Messrs. Irick,  
Smallwood,  
Reeve,  
Thompson,  
Bunting,  
Hutchinson,  
Archer,  
Emley,

Dod,	Porter,
A. C. M. Pennington,	Cooper,
Littell,	Caldwell,
Molleson,	Ogden,
Field,	Hall, of Salem,
Golding,	Johnson,
Appleget,	Maskell,
Mairs,	Corson,
Miller,	Huffman,
Williams,	Condick, (Sp.)
Gulick,	Tuttle,
Talmage,	Stephens,
Duryee,	Gaines,
Voorhees,	A. S. Pennington,
Richards,	Brown.—46.

## For David D. Demarest.

<b>Messrs.</b> Demarest,	<b>Messrs.</b> Phillips,
Moore,	Pickel,
Stratton,	Neighbour,
Morris,	Hall, of Hunterdon,
Kennedy,	Flanagin,
Walker,	Whitekar,
Cassedy,	Bowen,
Lydecker,	Wilson,
Van Bussum,	Hull,
Shiner,	Larison,
Flummerfelt,	Van Nest,
	Endicott.—23.

Whereupon, it appearing that Abraham O. Zabriskie had received a majority of the votes of the members present, he was declared duly elected Surrogate of the county of Bergen, for the ensuing five years.

## JUDGES.

David I. Christie,	John R. Blauvelt.
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## JUSTICES.

David I. Christie,	Martin Van Houten, Jr.,
John R. Blauvelt,	Peter I. Ackerman.
Cornelius G. Ackerman,	

## COMMISSIONER, &amp;c.

Isaac D. Demarest, for Harrington Township.

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## BURLINGTON COUNTY.

## SURROGATE.

Charles M. Harker.

## JUDGES.

Edward Thomas,  
Amos Stiles,Thomas Page,  
Job Irick.

## JUSTICES.

Samuel S. Bunting,  
Thomas Page,  
Job Irick,  
Jesse Evans,  
Benja Antrem,  
William C. Sinclair,Edward Thomas,  
Joel Hollingshead,  
William R. Braddock,  
Garret H. Polhemus,  
Israel J. Woodward,  
Joseph Pharro.

## COMMISSIONERS, &amp;c.

Benjamin More, Jr.  
John W. Brown,

Samuel B. Finch.

*Colonel 2d Regiment Burlington Brigade.*

William Biddle.

## CAPE MAY COUNTY.

## JUDGES.

Spicer Hughes,

Enoch Edmunds.

## JUSTICES.

Spicer Hughes,  
Ezekiel Stevens,

Jeremiah Hand.

## COMMISSIONER, &amp;c.

Alexander Young, Upper Township.

## CUMBERLAND COUNTY.

## JUDGES.

John S. Wood,  
Philip Fithian,

Isaac H. Hampton.

## JUSTICES.

John S. Wood,  
Isaac H. Hampton,  
Enoch Mulford,  
Philip Fithian,

Lewis Mulford,  
Elijah D. Riley,  
Peter Ladow.

## COMMISSIONERS, &amp;c.

Belford M. Bonham, Stone Creek,  
Elijah D. Riley, Deerfield,  
Samuel Ogden, Maurice River.

## ESSEX COUNTY.

## JUDGE.

Stephen P. Brittain.

## JUSTICES.

Stephen P. Brittain,  
Abraham Baldwin,  
John T. Marsh,  
Abraham V. Speer,

Samuel H. Gardner,  
William Gould,  
Abraham Van Riper,  
Jonathan S. Williams.

## COMMISSIONERS, &amp;c.

Cyrus Baldwin, of Orange,  
William Gould, of Caldwell,  
Jonathan I. Squire, of Clinton,  
Dennis Coles, of Westfield,  
David Martin, of Springfield,  
Amos Morse, of Rahway.

## ALDERMAN OF THE BOROUGH OF ELIZABETH.

Edward Sanderson.

## ALDERMAN FOR SAID BOROUGH FOR UNION TOWNSHIP.

James W. Wade.

*Major of Bloomfield Independent Battalion.*

Zebulon B. Dickinson.

## GLOUCESTER COUNTY.

## JUDGE.

David B. Morgan.

## JUSTICES.

Richard Stafford,  
Charles H. French,  
Daniel Forcer,  
Arthur Brown,  
John I. Cooper,

Paul Sears,  
Eli Wilson,  
Richard Clark,  
Jacob Park,  
David B. Morgan.

## COMMISSIONERS, &amp;c.

Joseph Izard, and Benjamin Harding, Franklin Township.  
Samuel Nicholson, Newton Township,  
William Coffan, Jr. Gloucester Township,

## ALDERMAN FOR THE CITY OF CAMDEN.

John Richardson.

## HUNTERDON COUNTY.

## JUDGES.

Lewis W. R. Phillips,  
 Samuel Hill,  
 Aaron Moore,

Andrew Banghart,  
 William R. Prall,  
 Hart Johnson.

## JUSTICES.

Lewis M. Prevost,  
 Alburtus King,  
 John Thomson,  
 Andrew Banghart,  
 Joseph Burroughs,  
 Peter Haver,  
 Joseph Beavers,  
 David P. Shrope,

David Stout,  
 David Park,  
 Samuel Hill,  
 William R. Prall,  
 Aaron Moore,  
 Levi M. Metler,  
 John Swackhammer.

## MORRIS COUNTY.

## SURROGATE.

William Nelson Wood.

## JUDGES.

Silas Cook,  
 Andrew B. Coble,  
 John Hunt,

Stephen Conger,  
 Charles Ford.

## JUSTICES.

Isaac Bird,  
 Silas C. Clark,  
 William O. Ford,  
 Laomi Moore,  
 Henry Cole,  
 Stephen Salmon,

Silas Cook,  
 Daniel Runyon,  
 Calvin Dixon,  
 Aaron Doty,  
 Charles Ford,  
 Jonathan Miller.

## COMMISSIONER, &amp;c.

Jonathan C. Bonnel, of Chatham Township,  
Timothy Kitchell, of Whippany, Hanover Township.

## MIDDLESEX COUNTY.

## JUDGES.

Peter P. Runyon, Jonathan Booraem.

## JUSTICES.

Peter P. Runyon, Jonathan Booraem,  
Abraham Boice, Jacob B. Gaddis.

## MONMOUTH COUNTY.

## SURROGATE.

Henry D. Polhemus.

## JUDGES.

Amos Birdsall, Joseph Lawrence,  
Joseph Goodenough, Samuel F. Allen,  
Joseph Barclay, William I. Bowne.

## JUSTICES.

Courtney Crane, Moses Bennett,  
Samuel F. Allen, John S. Cateser,  
Amos Gifford, David Miller.  
William I. Bowne,

## COMMISSIONERS, &amp;c.

Isaac P. Peckworth, and James Edwards, Stafford.

## PASSAIC COUNTY.

## JUDGE.

Cornelius Merselius.

## JUSTICES.

Cornelius Merselius,  
John B. Vreeland,Isaac P. Cooley,  
John D. Merselius.

## SUSSEX COUNTY.

## PROSECUTOR OF THE PLEAS.

Whitfield S. Johnson.

## JUDGES.

John Bell,  
John H. Hall,Walter L. Shee,  
Thomas Teasdale.

## JUSTICES.

John Bell,  
John H. Hall,  
Walter L. Shee,  
Charles Lewis,  
Daniel Shoemaker,  
Simeon McCoy,  
Thomas A. Dildine,  
Thomas Teasdale,John D. Everitt,  
David P. Lanterman,  
William A. Gustin,  
Joshua Shay,  
Lewis Sherman,  
William Hunt,  
Henry McDonalds.

## COMMISSIONERS, &amp;c.

Samuel Davis, Newton Township,  
Ephraim G. Coursen, Wantage Township.

## SALEM COUNTY.

## JUDGES.

Thomas Sinnickson,  
 Thomas Yarrow,  
 Jeremiah Dubois,  
 William F. Hunt,

Robert G. Johnson,  
 William Hall, Elsinborough,  
 Jeremiah Foster.

## JUSTICES OF THE PEACE.

David Lynch,  
 John M. Brown,  
 David T. English,  
 Maskell Mulford,  
 William S. Hunt,

William Hall Elsinborough,  
 Hudson A. Springer,  
 Samuel Hall,  
 Joshua Madara.

## SOMERSET COUNTY.

## SURROGATE.

Peter Vredenburgh.

## JUDGES.

Peter I. Stryker,  
 John Lowrey,  
 Peter Z. Elmendorf,  
 John Terhune,

Peter Voorhees,  
 Henry H. Wilson,  
 Samuel S. Doty.

## JUSTICES.

John Terhune,  
 Frederick Cock,  
 Henry H. Wilson,  
 Peter I. Stryker,

Samuel S. Doty,  
 Peter Voorhees,  
 Peter Z. Elmendorf,  
 Samuel Reynolds.

## COMMISSIONERS, &amp;c.

Lloyd Van Derveer, of Montgomery,  
Peter Worley, of Bedminster.

*Major of the 2d Battalion, 3d Regiment Somerset Brigade.*

Henry Bennet.

## MAYOR OF THE BOROUGH OF PRINCETON.

Alexander M. Cumming.

## WARREN COUNTY.

## JUDGES.

Elias Mushback,	John Stinson,
Thomas G. Stewart,	Job Johnson.

## JUSTICES.

Elias Mushback,	Thomas G. Stewart,
John Stinson,	John McCain,
Thomas D. Fair,	Samuel Thompson.

## COMMISSIONERS, &amp;c.

James K. Swayze, Oxford Township.  
Aaron Robertson, Mansfield Township.

On motion the Joint Meeting then rose.

**In Joint-Meeting, February 28, 1838.**

Hon. ANDREW PARSONS, Chairman.

RALPH H. SHREVE, Esq. Secretary.

Samuel Sailer requested leave to resign in writing his commission as a Justice of the Peace in and for the county of Gloucester.

Resolved, That his resignation be accepted.

John F. T. Forman requested leave to resign in writing his commission as Major of 2d Battalion 2d Regiment, Monmouth Brigade.

Resolved, That the same be accepted.

Daniel G. Van Winkle presented his resignation in writing as one of the Justices of the Peace in and for the county of Bergen.

Resolved, That the same be accepted.

Henry Kennedy requested leave in writing to resign his commission as Colonel of the second Regiment of the Morris Brigade.

Resolved, That the same be accepted.

Reuben Edmonds requested leave in writing to resign his commission as Special Police Justice of the East Ward of the city of Newark.

Resolved, That the same be accepted.

Jonathan T. Squire requested leave in writing to resign his commission as one of the Justices of the Peace in and for the county of Essex.

Resolved, That the same be accepted.

Garret Van Dien requested leave in writing to resign his commission as Major of the Bergen Squadron of Cavalry in the county of Bergen.

Resolved, That his resignation be accepted.

John Beamer tendered in writing his resignation as Colonel of the 2d Regiment of the Sussex Brigade.

Resolved, That the same be accepted.

Nathan A. Shafer tendered his commission as one of the Commissioners for taking Acknowledgment and Proof of Deeds for the county of Sussex.

Resolved, That his resignation be accepted.

Imlay Drake returned his commission as Major of the 3d Regiment of the Sussex Brigade, and asked that it might be accepted.

Resolved, That the same be received.

Peter Hortman tendered his resignation in writing as one of the Justices of the Peace in and for the county of Hunterdon.

Resolved, That the same be accepted.

Thomas Coe requested leave in writing to resign his commission as Colonel of the third Regiment of the Morris Brigade.

Resolved, That the same be accepted.

Absalom Dunning tendered in writing his resignation as Major of the Sussex Squadron.

Resolved, That the same be accepted.

Samuel Smith requested leave in writing to resign his commission as Major of the 1st Battalion of the 1st Independent Regiment of Field Artillery, of the Sussex Brigade.

Resolved, That his resignation be accepted.

John Caskey requested leave in writing to resign his commission as Major of the second Battalion second Regiment, of the Morris Brigade.

Resolved, That his resignation be accepted.

David W. Miller tendered his resignation as Major of the 1st Battalion 2d Regiment, of the Morris Brigade.

Resolved, That his resignation be accepted.

Cornelius G. Ackerman returned his commission as one of the Justices of the Peace in and for the county of Bergen.

Resolved, That it be received.

Benjamin T. Holmes returned his commission as one of the Justices of the Peace in and for the county of Salem.

Resolved, That the same be received.

The following appointments were then made :

The names of Francis L. McCullough, Lucius Q. C. Elmer, Daniel Elmer, Charles Kinsey, Cornelius L. Hardenbergh, and Robert L. Armstrong, being on nomination for Justices of the Supreme Court,

Leave was asked and obtained to withdraw their names.

**JUSTICES OF THE SUPREME COURT.**

John Moore White,

William L. Dayton.

**ATTORNEY GENERAL.**

The names of Joseph Warren Scott, Elias B. D. Ogden, Jacob W. Miller, Francis L. McCullough, and Alphonso L. Eaken, being on nomination for Attorney General,

Leave was asked and obtained to withdraw their names.

The names of Richard S. Field and George Cassedy, being on nomination for Attorney General, the Secretary by the direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Richard S. Field.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Pierson,  
Dod,  
A. C. M. Pennington,  
Littell,  
Molleson,  
Golding,  
Applegate,

Messrs. Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Crane,  
Archer,  
Emley,  
Porter,  
Cooper,  
Caldwell,  
Ogden,  
Hall, of Salem,

Mairs,	Johnson,
Miller,	Maskell,
Williams,	Corson,
Gulick,	Huffman,
Talmage,	Condict, (Sp.)
Duryee,	Tuttle,
Voorhees,	Stephens,
Richards,	Gaines,
Bunting,	A. S. Pennington,
Hutchinson,	Brown.—44.

For George Cassedy.

Messrs. Demarest,  
 Moore,  
 Stratton,  
 Morris,  
 Kennedy,  
 Walker,  
 Cassedy,  
 Lydecker,  
 Van Bussum,  
 Phillips,

Messrs. Neighbour,  
 Hall of Hunterdon,  
 Flanagan,  
 Whitekar,  
 Bowen,  
 Wilson,  
 Hull,  
 Shiner,  
 Flummerfelt,  
 Van Nest,  
 Endicott.—21.

Whereupon, it appearing that Richard S. Field had received a majority of the votes of the members present, he was declared duly elected Attorney General of the State of New-Jersey, for the ensuing five years.

CHANCERY REPORTER.

Henry W. Green.

ATLANTIC COUNTY.

PROSECUTOR OF THE PLEAS.

John B. Harrison.

6 A

Joseph Endicott being on nomination for one of the  
the Court of Common Pleas, it was moved and seconded  
the consideration thereof be postponed,

And the Yeas and Nays being required thereon, the Secretary, by  
the direction of the Chairman, proceeded to call the Joint Meeting,  
when the result was as follows, viz :

*In the Affirmative.*

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Appleget,  
Mairs,  
Miller,  
Williams,  
Gulick,  
Talmage,  
Duryee,  
Voorhees,  
Richards,  
Bunting,  
Hutchinson,

Messrs. Thompson,  
Brittin,  
Parsons, (V. P.)  
Crane,  
Molleson,  
Golding,  
Archer,  
Emley,  
Porter,  
Cooper,  
Hall, of Salem,  
Maskell,  
Huffman,  
Condick, (Sp.)  
Tuttle,  
Gaines,  
A. S. Pennington,  
Brown.—35.

*In the Negative.*

Messrs. Demarest,  
Moore,  
Strattón,  
Morris,  
Kennedy,  
Walker,  
Casseddy,  
Lydecker,  
Van Bussum,  
Pierson,

Messrs. Johnson,  
Phillips,  
Neighbour,  
Hall, of Hunterdon,  
Stephens,  
Flanagan,  
Whitekar,  
Bowen,  
Wilson,  
Hull,

Littell,  
Caldwell,  
Ogden,

Shiner,  
Flummerfelt,  
Van Nest.—26.

So it was determined in the affirmative.

JUDGE.

Philip Emmel.

JUSTICES.

Hosea Frambus,

Septimus Weatherby,

COMMISSIONERS, &c.

Daniel E. Estle, for Weymouth Township,  
Joseph Heretage, for Mullicus do.  
Richard C. Cake, for Galloway do.

BURLINGTON COUNTY.

JUDGE.

Samuel S. Bunting.

JUSTICES.

Joseph L. Lamb,  
Charles Wilkins,  
Nathan Satterthwait,  
Recompence Darby,  
William E. Bouton,  
Amos Bullock,  
William Irick,

Amor W. Archer,  
William Allen,  
Charles W. Sartori,  
Lewis Woodward;  
Benjamin Moore, Jr.  
Samuel Clark.

COMMISSIONERS, &c.

Hudson Burr, for Northampton Township,  
James D. Kelley, for Egg Harbour do.  
Franklin Woolman, for Burlington do.  
Samuel Lowden, for Chester,  
Benajah Antrim, for New-Hanover.

*Colonel of the 1st Regiment Burlington Brigade.*

William Edwards.

*Major of the 1st Regiment Burlington Brigade.*

Isaac W. Eyre.

### BERGEN COUNTY.

#### JUDGES.

Henry H. Banta,

William P. Rathbone.

#### JUSTICES.

William P. Rathbone,  
James Van Houten,  
Henry H. Banta,

George C. Dekay,  
Cornelius Ackerman,  
James H. Brinckerhoff,

#### COMMISSIONER, &c.

Garret Sip, Bergen Township.

### CUMBERLAND COUNTY.

#### CLERK OF THE COURT OF COMMON PLEAS.

Josiah Fithian.

## JUDGES.

Dan Simpkins,  
Nathaniel Foster,

Henry Shaw.

## JUSTICES.

William Cook,  
William Watson,  
Nathaniel Foster,  
Henry Shaw,

George Souder,  
Dan Simpkins,  
Samuel Seeley,  
William Bevan.

The name of John T. Davis being on nomination for one of the Justices of the Peace, it was moved and seconded,

That the consideration thereof be postponed,

And the Yeas and Nays being required thereon, the Secretary, by the direction of the Chairman, proceeded to call the Joint Meeting, when the result was as follows :

*In the Affirmative.*

Messrs. McDowell,  
Kirkpatrick,  
Irick,  
Smallwood,  
Reeve,  
Brittin,  
Parsons, (V. P.)  
Crane,  
Pierson,  
A. C. M. Pennington,  
Richards,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Cooper,  
Caldwell,  
Ogden,  
Hall, of Salem,

Messrs. Maskell,  
Littell,  
Molleson,  
Field,  
Golding,  
Appleget,  
Mairs,  
Miller,  
Williams,  
Gulick,  
Duryee,  
Johnson,  
Corson,  
Huffman,  
Condict, (Sp.)  
Tuttle,  
Stephens,  
Gaines,  
A. S. Pennington,  
Brown.—40.

*In the Negative.*

**Messrs.** Demarest,  
Moore,  
Thompson,  
Stratton,  
Morris,  
Kennedy,  
Walker,  
Cassedy,  
Lydecker,  
Van Bussum,  
Talmage,  
Voorhees,

**Messrs.** Phillips,  
Neighbour,  
Hall, of Hunterdon,  
Flanagin,  
Whitekar,  
Bowen,  
Wilson,  
Hull,  
Shiner,  
Flummerfelt,  
Van Nest.—23.

So it was determined in the affirmative.

## ESSEX COUNTY.

PROSECUTOR OF THE PLEAS FOR THE BOROUGH OF ELIZABETH.

John J. Chetwood.

## JUSTICES.

Elias Freeman,

Daniel B. Crane.

*Police Justice of the East Ward, Newark.*

Stephen R. Haines.

## SPRINGFIELD—JUSTICES.

Noah Clark,

William W. Parkhurst.

**CLINTON—JUSTICE.**

**Amos Freeman.**

**NEW-PROVIDENCE—JUSTICE.**

**John Littell.**

**CALDWELL—COMMISSIONEE, &c.**

**David Harrison.**

**GLOUCESTER COUNTY.**

**JUDGES.**

**James W. Sloan,**

**Thomas S. Dyer.**

**JUSTICES.**

**Richard W. Snowden,  
Jacob Troth,  
Joseph J. Hatch,**

**Thomas S. Dyer,  
Thomas B. Darrach,  
Nathan Thomson, (of Union.)**

**COMMISSIONER, &c.**

**Jacob Troth, for Waterford Township,  
Philip J. Gray, for Camden do.**

*Recorder of the City of Camden.*

John R. Cowperthwait.

*Aldermen of the City of Camden.*

Joseph W. Cooper,

Robert W. Ogden.

*Clerk of the Court of Quarter Sessions of Camden.*

Josiah Harrison.

**HUNTERDON COUNTY.****JUDGES.**Samuel Cooley,  
Peter C. Rea,George W. Smith,  
Ichabod Smith Leigh.**JUSTICES.**John Barber,  
Peter C. Rea,  
Lambert Bowman,William Robinson,  
Holloway W. Hunt, Sen.  
Ichabod Smith Leigh.**COMMISSIONER FOR TAKING ACKNOWLEDGEMENTS AND PROOFS OF  
DEEDS.**David S. Manners, for Amwell Township,  
Jacob P. Fisher, for Delaware Township.

*Colonel of the 1st Regiment Hunterdon Brigade.*

John Chapman.

*Major of the 1st Battalion 1s. Regiment.*

William Biggs.

## MORRIS COUNTY.

## JUDGES.

Silas Condit, David W. Miller.

## JUSTICES.

David W. Miller,	John Seward, Jr.
James M. Fleming,	Silas Condit,
Samuel Hilts,	David T. Cooper,
Robert C. Stephens,	John Debow.

## COMMISSIONERS, &amp;c.

William Grandine,	for	Roxbury	Township,
Joseph T. Huff,	"	Pequannack	do.
William Nichols,	"	Chester	do.
Joseph Smith,	"	Washington	do.
David B. Hurd,	"	Jefferson	do.
Peter P. Brown,	"	do.	do.
John Dalrymple,	"	Randolph	do.

*Colonel 2d Regiment Morris Brigade.*

David W. Miller.

*Colonel 3d Regiment Morris Brigade.*

Nathaniel Mott.

*Colonel 4th Regiment Morris Brigade.*

Samuel Demarest.

*Major 1st Battalion 4th Regiment Morris Brigade.*

Samuel F. Righter.

*Major 2d Battalion 4th Regiment Morris Brigade.*

David F. Halsey.

**MIDDLESEX COUNTY.****JUDGES.**

Simeon Mundy,  
David W. Vail,

Jacob Van Wickle,  
Peter P. Mersuroll.

**JUSTICES.**

David W. Vail,  
George G. Nevius,  
James S. Combs,  
John D. Serviss,  
Edgar Freeman,

Thomas Potts,  
John Barlew,  
Albert Cornell.  
Peter Duncan.

## COMMISSIONERS, &amp;c.

Davie Bowne,	for	South Amboy,
David B. Appleget,	"	Monroe,
Elias Runyon,	"	Piscataway,
Samuel Smith,	"	do.

*Special Justices of New-Brunswick.*

Josiah Stout,	Ira C. Voorhees.
Peter Conover,	

## MONMOUTH COUNTY.

## JUDGES.

Gabriel Swan,	Robert Hartshorne,
Cyrus Bruen,	Amos Gifford,
James S. Lawrence,	James Cowperthwait.

## JUSTICES.

Gabriel Swan,	Thomas C. Harrison,
Joseph Bowne,	William Morford,
John Woolley,	Cyrus Bruen,
Charles Morris,	William B. Hill,
Littleton Herbert,	James S. Lawrence,
James Cowperthwait,	John A. Claston,
Hull F. Randolph,	John D. Thompson.

## COMMISSIONERS, &amp;c.

John C. Patterson,	for Howell Township,
Wade Little,	do.

*Brigadier General of Monmouth Brigade.*

David M. Moore.

*Colonel 5th Regiment Monmouth Brigade.*

Silas A. Crane.

**MERCER COUNTY.**

**CLERK OF THE PLEAS.**

Ralph H. Shreve.

**SUBROGATE.**

William P. Sherman.

**PROSECUTOR OF THE PLEAS.**

James Wilson.

**JUDGES.**

Charles Burroughs,  
Randall C. Robbins,

William Tindall,  
Robert Brown.

## JUSTICES.

Randall C. Robbins,  
David Eastburn,

William R. McKean,  
Robert Brown.

## COMMISSIONERS, &amp;c.

Isaac Barnes,	for	Trenton	Township,
James B. Coleman,	"	Nottingham	do.
Emley Olden,	"	Princeton	do.

## RECORDER OF THE CITY OF TRENTON.

Samuel Evans.

## ALDERMAN OF THE CITY OF TRENTON.

John McCully.

## OFFICERS OF MERCER BRIGADE.

*Brigadier General.*

James Cook.

*Colonel of the 1st Regiment.*

Samuel Dickinson.

*Colonel of the 2d Regiment.*

Smith Jay.

*Colonel of the 3d Regiment.*

John Lowrey.

*Major of 1st Battalion 1st Regiment.*

Lewis Radford.

*Do. 2d do. do.*

William Snowden.

*Do. 1st do. 2d Regiment,*

Foster Vankirk.

*Do. 2d do. do.*

Benjamin Muirhead.

*Do. 1st do. 3d Regiment,*

John A. Perrine.

*Do. 2d do. do.*

Robert W. Allen.

#### PASSAIC COUNTY.

The names of Aaron S. Pennington and Elias B. D. Ogden being on nomination for Prosecutor of the Pleas for the county of Passaic, the Secretary, by direction of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

For Aaron S. Pennington.

Messrs. Chetwood,  
McDowell,  
Kirkpatrick,  
Irck,  
Smallwood,  
Reeve,  
Thompson,  
Brittin,  
Parsons, (V. P.)  
Walker,  
Crane,  
Pierson,  
Dod,  
Littell,  
~~Molleon~~,  
Field,  
Golding,  
Applegate,  
Mairs,  
Miller,  
Williams,  
Talmage.

Messrs. Duryee,  
Voorhees,  
Richards,  
Bunting,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Cooper,  
Caldwell,  
Ogden,  
Hall, of Salem;  
Johnson,  
Maskell,  
Corson,  
Huffman,  
Condict, (Sp.)  
Tuttle,  
Stephens,  
Gaines,  
Brown.—43.

For Elias B. D. Ogden.

Messrs. Demarest,  
Stratton,  
Morris,  
Kennedy,  
Cassedy,  
Lydecker,  
Van Bussum,  
~~Bliftjs.~~,  
Neighbour,  
Hall, of ~~unterdon~~,

Messrs. Moore,  
Flanagan,  
Whitkar,  
Bowen,  
Wilson,  
Hull,  
Shiner,  
Flummerseli,  
Van Nest,  
Endicott.—20.

Whereupon, it appearing that Aaron S. Pennington had received a majority of the votes of the members present, he was declared duly elected Prosecutor of the Pleas for the county of Passaic, for the ensuing five years.

J. Moore.

David Burnet.

## JUSTICES.

David Burnet,

Josiah M. Crismond.

## COMMISSIONERS, &amp;c.

Garret Van Dien, for West Milford Township,  
Thomas Warren, " Paterson do.

## PASSAIC BRIGADE.

*Major of the 1st Battalion 2d Regiment,*

Peter Berry.

Do. 2d do. do.

Edward K. Board.

Do. 1st do. 1st Regiment,

John Edwards.

Do. 2d do. do.

Samuel Schuyler.

## SOMERSET COUNTY.

## JUDGE.

John H Veorhees.

## JUSTICES.

Aaron J. Auten,

Jacob Van Nostrand.

COMMISSIONERS, &amp;c.

Noah Drake, Warren,  
 Brogum I. Brokaw, Hillsborough,  
 Arthur V. P. Sutphen, Bedminster,  
 Samuel K. Martin, Bridgewater.

## SOMERSET BRIGADE.

*Colonel of the 3d Regiment,*

Henry Bennet.

*Major of the 2d Battalion 3d Regiment,*

John Demott.

Do. 1st do. do.

Kerl Elberson.

## SALEM COUNTY.

## JUDGE.

Meriman Smith.

## JUSTICES.

Ellis Ayres,  
 Robert P. Rob<sup>n</sup>son,  
 John Nixon,  
 Jesse Carll,  
 Joseph E. Brown,  
 Israel Clawson,  
 William A. Baker,  
 Edward Haynes,

Lewis Green,  
 Henry W. C. Snitcher,  
 Dalymore Harris,  
 Joseph Foster,  
 Charles W. Roberts,  
 John Dickerson,  
 William Abbott,  
 Elisha Bassett.

## COMMISSIONERS, &amp;c.

Philip Souder, Upper Alloways Creek Township,  
 Andrew Smith, Elsinborough do.  
 George Hancock, Lower Penns Neck do.  
 Jesse Carll, Lower Alloways Creek do.

## SUSSEX COUNTY.

## JUDGE.

Nathan Smith.

## JUSTICES.

William Westfall, Martin Holmes.

## COMMISSIONER, &amp;c.

James Bennet, for Montague Township.

## SUSSEX BRIGADE.

*Major of the 1st Battalion 3d Regiment.*

Sofrine Westfall.

*Colonel of the 2d Regiment,*

Simon Kirkpatrick.

*Major of the Horse Artillery.*

John Kraber.

## WARREN COUNTY.

The name of Caleb H. Valentine, being on nomination for one of the Judges of the Court of Common Pleas in and for the county of Warren, it was moved and seconded,

That the consideration thereof be postponed,—and

The Yeas and Nays being required thereon, the Secretary, by order of the Chairman, proceeded to call the Joint Meeting, when the votes were as follows, viz :

*In the Affirmative.*

Messrs. Kirkpatrick,  
Irick,  
Reeve,  
Brittin,  
Dod,  
Golding,  
Appleget,  
Mairs,  
W<sup>t</sup>hams,  
Gelich,  
Duryee,

Messrs. Voorhees,  
Richards,  
Hutchinson,  
Archer,  
Emley,  
Porter,  
Ogden,  
Hall, of Salem,  
Johnson,  
Maskell,  
Brown.—22.

*In the Negative.*

Messrs. Demarest,  
Smallwood,  
Thompson,  
Moore,  
Stratton,  
Morris,  
Kennedy,

Messrs. Parsons, (V. P.)  
Walker,  
Cassedy,  
Lydecker,  
Van Bussum,  
Crane,  
Pierson,

A. C. M. Pennington,	Tuttle,
Littell,	Stephens,
Field,	Gaines,
Miller,	Flanagin,
Bunting,	Whitekar,
Cooper,	Bowen,
Corson,	Hull,
Caldwell,	Shiner,
Phillips,	Flummerfelt.
Neighbour,	Van Nest,
Hall, of Hunterdon,	A. S. Pennington,
Condict, (Sp.)	Endicott.—38.

So it was determined in the negative.

JUDGES.

Philip Fine,

Caleb H. Valentine.

JUSTICE.

Caleb H. Valentine.

The Joint Meeting then rose.

RALPH H. SHREVE, *Secretary.*









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